

UK[®] LAW

FALL 2013

UNIVERSITY OF KENTUCKY COLLEGE OF LAW ALUMNI MAGAZINE

NOTES

PARTNERSHIPS[®]

Alumni talk about the long-lasting relationships formed at UK Law

Gary (1973) & Anita (1986) Johnson

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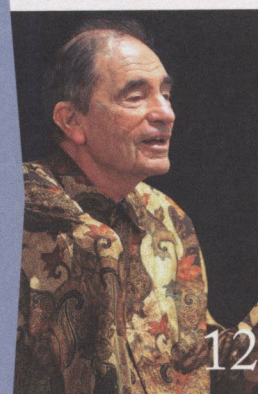
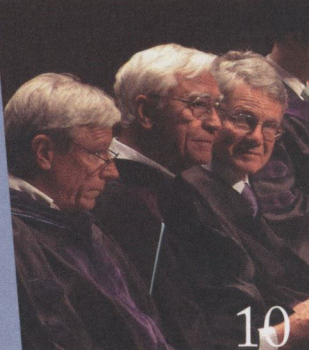
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Message From the Dean



Greetings from the Bluegrass State! I hope the 2013 issue of *Law Notes* finds you and your loved ones well. As the years go by, it becomes more and more important to remember the things that tie us together; our shared pieces of history form the very foundations of our understanding of each other as colleagues, as scholars, as friends, and

occasionally, as lifetime partners. It is this special sort of "partnership" that is the basis of our feature article, about six of our alumni who came to UK Law for a legal education and left with a spouse. I hope that their stories will delight you as they did me and that you will also remember fondly the connections you made during your time here.

But, lest we get too caught up in the waves of nostalgia, the rest of the magazine is full of a whole year's worth of exciting events and honors. We were pleased, in the last academic year, to host two Ray Lecturers. The first, constitutional scholar Akhil Amar, visited in October and spoke on his recent book, *America's Unwritten Constitution*. Then, in April of this year, we were honored to host Justice Albie Sachs, a founding member of the Constitutional Court of South Africa. His lecture, "The Sacred and the Secular," detailed the road toward granting same-sex couples the right to marry.

Our faculty are, as always, producing groundbreaking scholarship and finding new ways to engage their communities. Scott Bauries traveled to South Africa last summer to study the ways in which that country's constitution provides for education in ways that resemble our own state constitutions. Josh Douglas, in the weeks surrounding the November presidential election, published a number of commentaries and op-eds about the election process. Brian Frye, one of our newest professors, co-produced *Our Nixon*, a documentary compiled from hours of Super-8 home movies shot in the Nixon White House.

Our students are also excelling in their own pursuit of a legal education. Several UK Law students joined Professor Paul Salamanca this past spring to study law in a global context in our London Study Abroad Program. Our outstanding Trial Team students once again proved their relevance—both in the state and

nationally. We even had students attend a national convention for law school innocence projects, and had a student work as a legal intern in Argentina.

Finally, I want to mention something about the state of your law school as an institution. Like all law schools these days, we have our challenges. In recent years, the number of students applying to law school nationally has declined, the traditional job market for law graduates has tightened, employers are seeking graduates with more skills training, and, on top of all of this, we are receiving less and less in state funding each year. UK Law is responding to these challenges in a way that assures the longevity of our top educational program while maintaining our very high standards. For example, over the last four years, we have transformed our legal writing program into one that focuses more on modern learning techniques. The faculty is now in the midst of examining our upper level curriculum with an eye towards making our educational program even more responsive to the needs of employers. Finally, we are facing our various fiscal challenges in a responsible way. If you would like to hear more about how we are facing these challenges, I encourage you to email me (david.brennen@uky.edu), call me, or just stop by. I would be more than happy to tell you about what we are doing.

UK Law has always been a special place, and, in this issue, you will find stories about faculty and students past and present and the ways in which they are using their educations to impact their communities. I am proud to be associated with all of them, and I hope that you will share in our collective pride as you read about their accomplishments.

Be sure to keep in touch to let us know where you are and what you're up to. As always, I wish you the best and look forward to the upcoming year.

Sincerely,

A handwritten signature in black ink, appearing to read "David Brennen". The signature is stylized and fluid.

David A. Brennen
Dean

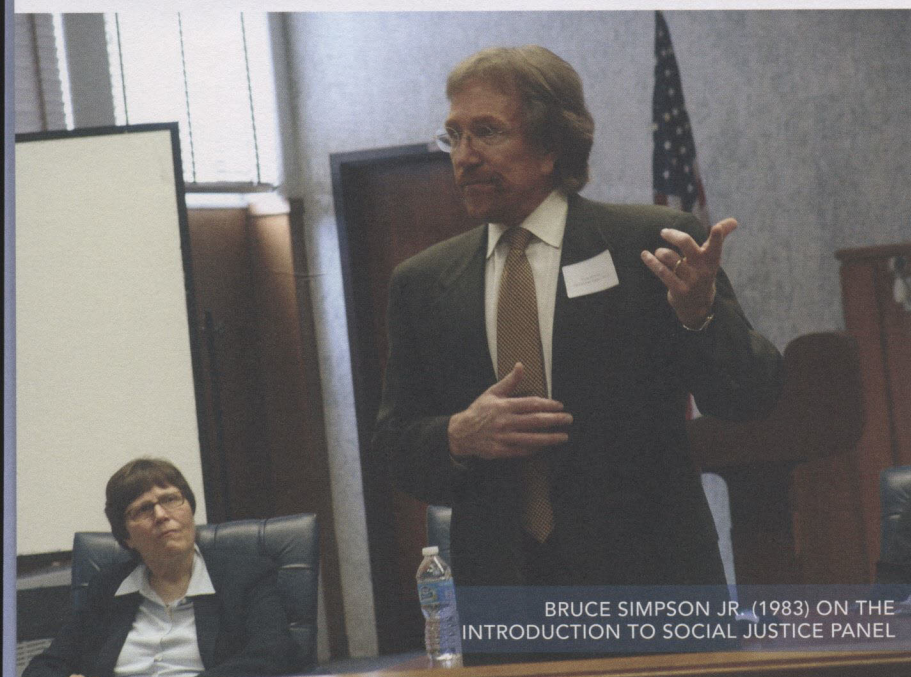
In Brief

COLLEGE HOSTS CONFERENCE ON PUBLIC INTEREST LAW

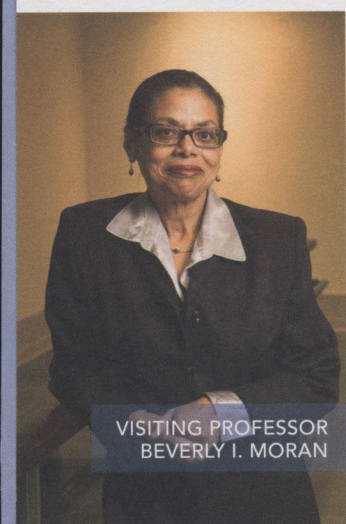
In September of last year, the College of Law hosted the third annual James and Mary Lassiter Distinguished Visiting Professor Conference, *Lawyering in the Public Interest*. Beverly I. Moran, the 2012 Lassiter Distinguished Visiting Professor, lead a group of prominent speakers through the day's events that began with a breakfast address from Wm. T. (Bill) Robinson III (1971). Mr. Robinson addressed a crowd of professors, practitioners, and students, speaking on what drove him to a career in law, and the call for attorneys to serve the public.

After breakfast, panels continued throughout the day, exploring various aspects of public interest law, from *pro bono* work to experiences of attorneys in large and small practices alike. The event concluded with a reception and a showing of the film *The Invisible War*, introduced by Susan L. Burke, an attorney who transitioned from large-firm practice to advocate for Iraqi families injured by the Blackwater corporation, whistle-blowers, and American servicewomen. The film depicted some of the experiences of lawyers advocating for victims of sexual assault in the United States Military.

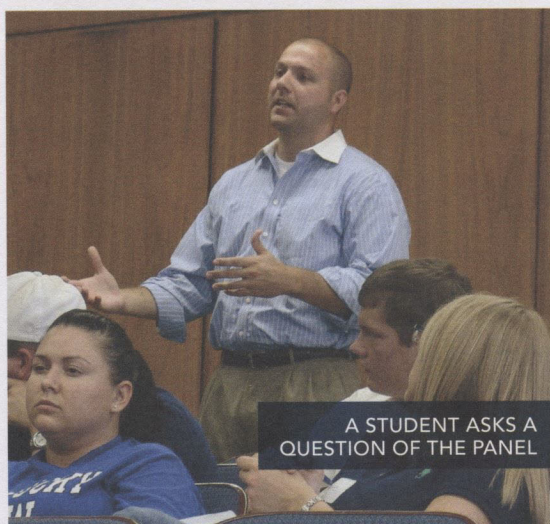
Professor Beverly Moran is a leading tax scholar whose work includes a path-breaking analysis of the disparate impact of the federal tax code on African Americans and an innovative text on the taxation of charities and other exempt organizations. Her research interests also include law and development, interdisciplinary scholarship, and comparative law. In addition to hosting the conference, she taught Taxation 1 in the Fall 2012 semester.



BRUCE SIMPSON JR. (1983) ON THE
INTRODUCTION TO SOCIAL JUSTICE PANEL



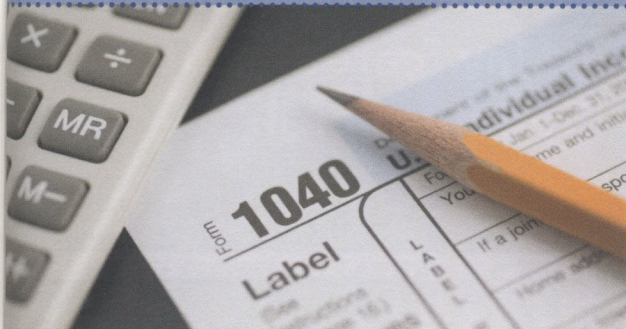
VISITING PROFESSOR
BEVERLY I. MORAN



A STUDENT ASKS A
QUESTION OF THE PANEL

VOLUNTEER INCOME TAX ASSISTANCE PROGRAM

by the **NUMBERS**



574
returns filed

270
Central Kentucky
**FAMILIES
SERVED**

\$112,000
saved in preparation fees



24 total
volunteers

324 hours of training

\$325,000
in federal refunds

"The UK Tax Clinic is a wonderful chance for students to develop their professional skills and have a positive impact on another's life. Engaging in direct client service and practicing both legal and interpersonal skills in a practical setting is an invaluable opportunity."

» Andy Bates Class of 2013 and
VITA Clinic site manager.

Thank you to Professors Doug Michael and Jennifer Bird-Pollan, and to the following College of Law students:

Courtney Baird, Andy Bates, Alex Ferrara, Nabeel Jawahir, Dagong Luo, Robin Muncy, Josh Pence, Maegan Pirtle, Cate Poole (class of 2011), Matt Smith, Luke Swain, and Laura Leigh Zimmerman.

GREETINGS FROM LONDON!

Notes and quotes taken from students participating in the 2013 London Law Consortium



CONSORTIUM STUDENTS
TOURING THE US EMBASSY

"This has been an invaluable experience, not only for my future law career, but for my life in general."

"...my barrister informed me there are no places to bathe in the courthouse."

» on learning that the British refer to the bathroom as the "loo"

"I could not have had a better finish to such a challenging journey over the last three years!"

» on the experience of participating in the Consortium as a 3L



PROF. PAUL SALAMANCA, ALLY LOGSDON, BETSY DAVIS, ARIANA NAMI AND REESE FAUST IN OXFORD

"Good thing I had Professor Bauries!"
» on being prepared for Complex Litigation

"One of the great benefits of understanding another culture is the ability to appreciate the strengths and the weaknesses of your own."

"While we may share with the British a common tongue...I was mistaken in assuming we speak the same language."

Two Worlds

UK Law Student Shannon Church Reports on
Interning Abroad and Studying for Two Degrees

Shannon Church | Patterson School of Diplomacy and International Commerce Class of 2013 | UK College of Law Class of 2013

Last summer I had the unique opportunity to work as a legal intern and interpreter with the non-profit initiative *Directorio Legislativo* in Buenos Aires, Argentina. Alongside students (both undergraduate and fellow law students) from Harvard, Wellesley, and the University of Texas-Austin, I researched existing and proposed legislation in South America regarding public access laws and how strictly lawmakers from various countries, particularly in Argentina, are abiding by the transparency standards established by these specific rulings.

The non-profit office was strategically located less than two blocks away from Argentina's legislative headquarters, the historic *El Congreso*, which made it easier for members of the *Directorio* team to locate and engage Argentine *diputados* (congressmen) and *senadores* (senators). While we faced resistance and evasion from some, many more were compliant in making the details of their position, their efforts to implement certain laws on the provincial as well as the federal level, and their stance on various rulings open to the public. As my Spanish improved, I was invited to *El Congreso* to conduct interviews with various lawmakers regarding their priorities in office and voting records, as well as their efforts to make the Argentine government more transparent. The information I gathered during these interviews was compiled and used as a part of *Directorio's* annual publication on lawmakers and their willingness to engage in dialogue with Argentine citizens and the ways in which they wield their legislative power to benefit the masses rather than the elite alone.

Aside from learning the finer points of formal Argentine interview etiquette, (Arriving on time? Rude. Wine at work? Routine.) I also conducted legal research concerning the public access laws more countries are embracing and how they incentivize or discourage lawmakers from being transparent. My efforts resulted in a project that detailed various freedom of information laws in developing regions, particularly countries in South America, and how those laws shape citizen behavior. I presented my research and conclusions to the director of my organization, as well as the leaders of several other agencies concerned with transparency in government.

Outside the office, the internship provided me with the opportunity to experience one of the most fascinating cities

in the world. In fact, I loved Buenos Aires so much that I returned shortly after Christmas and have vowed to make it my home at some point in the not-so-distant future. My best memories of the city include sharing sips of mate (a bitter herbal tea) with co-workers at the office, taking the wooden subway car downtown, having coffee at some of Jorge Luis Borges' favorite cafes, and hearing tango music outside of my open window every Sunday. While refining my legal research and advocacy skills were vital components of my time in Argentina, experiencing the energy of the city, the thrilling discomfort of being in an unfamiliar place, and the opportunity to continue to expand my worldview colored my perspective in equally valuable ways.

As a dual-degree student at UK's Patterson School of Diplomacy, I have spent the last year learning how the study and practice of law ties in with foreign affairs. My year at Patterson, alongside my legal experience in Buenos Aires, has shown me that there are fulfilling ways to utilize a law degree abroad. International law firms all over the world with departments in international trade or finance hire law students who can assist with various aspects of US law. There are international courts and tribunals looking for law students trained in the US to help arbitrate between international actors. There are a multitude of public interest and non-profit organizations worldwide that require legal research and understanding for a variety of reasons. In short, my experience abroad proved that a law degree from the University of Kentucky can translate in a meaningful way outside of the United States and that pursuing opportunities abroad as a part of a law school education is beneficial in ways that are measurable and in many ways that are not.



MS. CHURCH (FAR RIGHT)
IN THE HALL OF FLAGS

A LAW STUDENT'S PERSPECTIVE ON THE 2013 INNOCENCE NETWORK CONFERENCE

By Andre Rickman, Class of 2013



As of July 2013, 400 wrongfully convicted men and women have been exonerated in the United States through DNA evidence, thanks in part to the National Innocence Project and Innocence Network. This feat stems from all the hard work of determined attorneys and law students who participate in their respective innocence projects all around the US and the world. In mid-April,

many of these attorneys and students descended on Charlotte, North Carolina, for the 2013 Innocence Network Conference. The goals of this conference were to share ideas on improving the programs, share the stories of exonerees, and to provide a fellowship between the individual innocence projects from around the globe.

The Innocence Network is a collection of litigation and public policy organizations that have dedicated themselves to exonerating wrongfully convicted individuals around the world. The Kentucky Innocence Project (KIP), developed by the Department of Public Advocacy (DPA), serves as a critical resource to incarcerated men and women with claims of legitimate innocence. Relying largely on law students at the University of Kentucky College of Law, Northern Kentucky University Chase College of Law, and the University of Louisville Louis D. Brandeis School of Law, KIP investigates their claims and presents them in Kentucky courts for relief. Here at UK Law, students enrolled in the KIP studentship are put into groups to work on individual cases throughout the entire academic year. Students work closely with the DPA's office to conduct client and witness interviews, research case law, file documents with the court on their client's behalf, and do whatever else is needed to ensure that justice is served for the client. KIP staff, namely Supervising Attorneys

Linda Smith and James Dudley, have worked with me and students around Kentucky not only to help our clients who have been wrongfully convicted, but also to instill in us as future lawyers a sense of pride and justice for all.

With assistance from UK Law and the DPA, four students, Piayon Lassanah, Didier Destine, Samuel Jones, and I, were able to secure funds and transportation to attend the 2013 Innocence Network Conference. Whether we knew it or not, we were about to experience a life changing weekend.

More than 500 people attended the conference, hailing from all parts of the world, including South America, Africa, Eastern Europe, and Asia. The conference started with an Exoneree Reception, in which all the people who have been exonerated through an innocence project were recognized. I watched over one hundred exonerees walk onto the stage of the Marriott City Grand Ballroom. It was an emotional moment for all the people in the room. There were tears shed, hugs given, and demonstrations of extreme gratitude by the exonerees for the help they received on their post-conviction cases. Seeing all these people who collectively spent thousands of years in prison for crimes they did not commit was both saddening and uplifting because their freedom was in part thanks to the hard work of the attorneys and the law students also present at the conference.

As the conference continued, so did the stories of the troubled legal system and thoughts on how the Innocence Network could help more people. The days of the conference were filled with workshops and lectures designed to help attorneys and law students create and maintain their organizations. Some lectures also provided strategies on how to tackle some of the problems that arise in post-conviction cases, including the use of DNA evidence, media training, and exoneree aftercare. These workshops



CONTINUING THE EXCELLENCE

allowed for interaction between people from different innocence projects to exchange ideas, recite the goals of their projects, and inspire individuals new to a program.

One of the most profound parts of the conference for me was the dinner and exoneree performance. During the dinner reception on the Friday night of the conference, exonerees from all across the US gave performances, including poetry, rap, rock, blues, and spoken word dedicated to their times behind bars. Some of their stories were truly horrifying. During their stories, it felt as if I were the one behind those prison walls, feeling wronged and helpless. The whole room was feeling the pain that the performing exonerees had gone through. Many of the performers had spent 15 years or more behind bars for crimes they didn't commit. It was heartbreaking to hear their personal stories of struggle, forgiveness, and redemption. There wasn't a dry eye in the room at the end of their performances. But there was a single unifying theme at the end of each performance: the eternal gratitude they had for the Innocence Project Network.

The conference was a chance for the organizations to get together and recognize all the hard work they have done and to prepare for all the work that still needs to be done. Many people left the conference with a newfound sense of determination and urgency. With a new sense of hope for the people they are still trying to help, each individual innocence project, whether in Kentucky or Nigeria, will be working hard in the ongoing fight for the wrongfully convicted. Coming away from this experience, I have grown to appreciate my freedom more, knowing that so many people have lost, and will continue to lose, their freedom due to a wrongful conviction. I have also come to the determination that whatever I end up doing in my life, I will continue, in some way, to help those who unjustly sit behind bars for crimes they did not commit.

UK Law Trial Team Wins Regionals

Congratulations to the UK College of Law Trial Teams of Jordan Cook Miller, Anthony Pernice, James "Tee" Pennington, and Jonathon Fischer for their success and professionalism at the 2013 regional of the National Trial Competition, hosted by the University of Arkansas School of Law.

Pennington and Fischer were named regional champions of the competition over 21 other teams from Tennessee, Oklahoma, Arkansas, Kansas, and Kentucky.

Teammates Jordan Cook Miller and Anthony Pernice advanced to the quarterfinals, where they lost on ballots to Vanderbilt. However, Pennington and Fischer credit their win to Miller and Pernice who pushed them to be their best at every practice.

College of Law Trial Teams have won six of the last seven NTC regional competitions and have finished as one of the top eight trial teams in the nation three times in the last four years.

COMMENCEMENT 2013

Professor Scott Bauries' 2013 commencement address

Good evening graduates, loved ones, friends, colleagues, and distinguished guests. I am honored to have been asked to address the graduating class of 2013 at "commencement."

I love that word—commencement. It means a beginning, and that's what this is.

Sitting where you are, with your gowns and mortar boards, you must feel like you just finished a really long drive across the country, on winding roads, over mountains, and through some pretty nasty weather, but in reality, you just bought the car and finished learning how to drive it. (Hopefully, you'll pass the driver's license exam this summer).

You're at the beginning of a long road, and I've been asked to give your car a little push out of the driveway.

Okay, I've got a question for you. Your client comes into your office with a thorny little personal jurisdiction problem. She lives in Kentucky, but she says that she sold a very rare stuffed animal—a teddy bear that belonged to Teddy Roosevelt—on eBay and that the person who purchased it now thinks it's a fake and has sued her in federal court in Iowa. She asks you, "Do I really have to go and defend a suit in Iowa if I've never been there?" What do you tell her?

[It depends.]

Yes! It depends! *That magic phrase that you use to buy time during an in-class interrogation* is actually the right initial answer to almost every legal problem you will encounter in your careers.

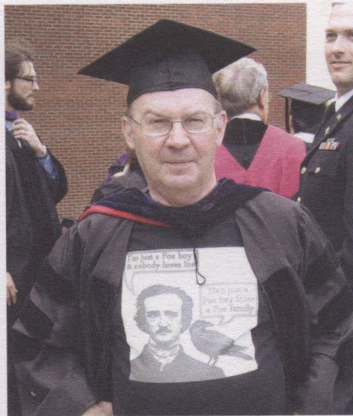
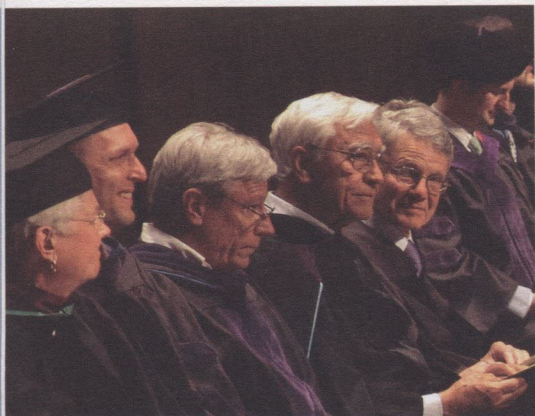
During the past three years here at UK Law, you have been engaged in a massive examination of the principle of "It depends."

You have learned that a lawyer's craft lies in knowing (1) *what* it depends on; (2) *why* it depends on that and not something else; and (3) *how* to convince a judge or fact-finder that your opponent is wrong about what it depends on.

And failing that, you know that you might have to convince that judge that, despite the existing rule that says it depends on what your opponent says it depends on, it *should* depend on what you say it depends on.

And, you also know that, given enough advance notice, you can structure a deal or transaction in a way that *sets out in advance* what it depends on so you don't have to fight about what it depends on later.

In internalizing this principle of "It depends," you know that if law were simply a set of rules that could be memorized, we would all have been replaced by computers long ago.



But clients don't hire us just to tell them the rules—they hire us to predict how the rules will apply to them, or to argue for the application of the rules to them in a favored way, or to structure a transaction so the rules will apply to the transaction in a favored way. No computer could ever do these tasks at anything approaching the competence level of a well-trained lawyer.

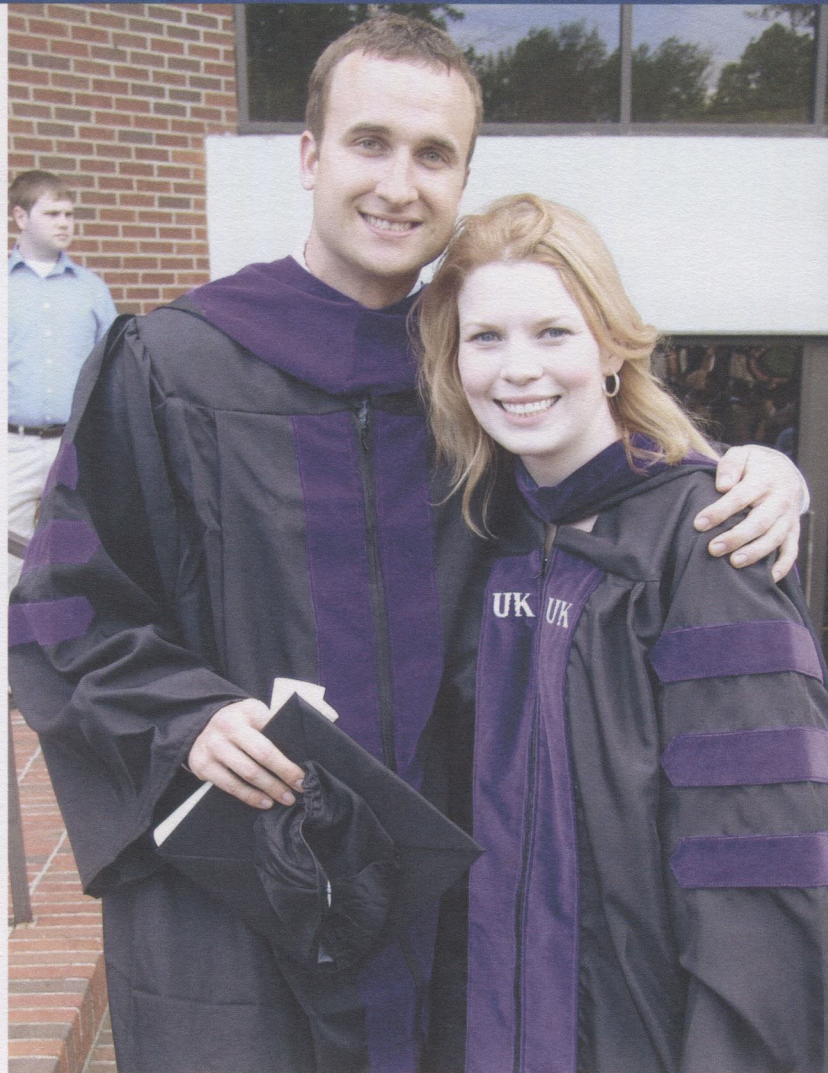
The instinct to know that there are really no quick and easy answers, and that the initial response to any hard question is usually "It depends," is what probably makes you annoying at family gatherings and social events with non-lawyers, *but it's also the vital thing that makes you a lawyer.*

As you move into your careers, you will see that the law may not have quick and easy answers, but it has its shortcuts, and its tricks of the trade, and that these shortcuts and tricks can save you time and your client money.

But as Life's Little Instruction Book tells us, the important thing is not to learn the tricks of the trade—the important thing is to learn the trade. *And our trade is "It depends."* Without a knowledge of the phenomenon of "It depends," shortcuts and tricks are useless because you won't know which ones to use and when. *Your success as a lawyer will depend on your mastery of "It depends."*

At this point, most commencement speakers segue into the usual Dr. Seuss ending (which I, of course, have memorized because I have a five-year-old daughter). It goes like this: "Will you succeed? Yes you will, indeed. 98¾ % guaranteed!" *But that's not the right answer for law graduates.*

You know from the last three years of your education (particularly if you took securities regulation) that offering guarantees is hazardous, so here's the law graduate version: "Will you succeed? . . . *It depends* . . . *It depends on you.*"



Set your alarm, go to work, give value for what you are given, and make sure to give your time and expertise sometimes to those who could never possibly give you anything in return. And remember, above all, that the road to success is littered with lots of very attractive parking spaces. Skip 'em. Keep driving. *Success is the drive, not the destination.*

I am truly honored to have been able to get to know all of you extraordinary people, and I look forward to seeing the many great things you all accomplish. Good luck to you all, and thank you.

2013 Ray Lectures

THE COLLEGE OF LAW PROUDLY WELCOMES

JUSTICE ALBIE SACHS OF THE CONSTITUTIONAL COURT OF SOUTH AFRICA

Albie Sachs sat in silence for a few moments after he was introduced, and the audience grew silent with him. "It's November 1991. I'm driving toward the city of Cape Town, and I'm sweating..." he began the story of his involvement in the struggle for equal rights for homosexuals in South Africa. The former Constitutional Court Justice was at the University of Kentucky to deliver his Ray Lecture, *The Sacred and the Secular: South Africa's Constitutional Court Rules on Same-Sex Marriages*. In it, he told of the drive to give same-sex couples the right to wed, the opposition, and the eventual ruling by the court that to deny them this basic right was to deny them their personhood under the South African Constitution.

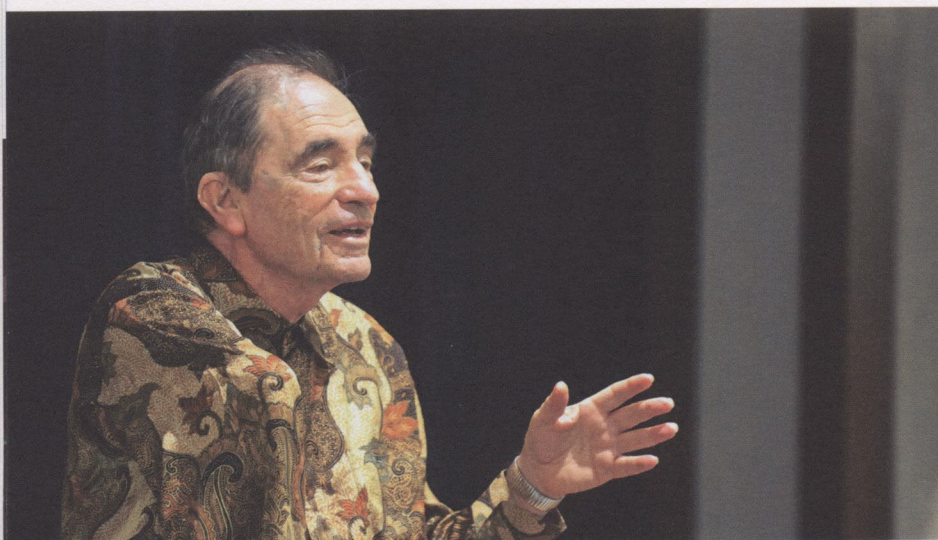
Justice Sachs, who was appointed to the Constitutional Court by Nelson Mandela in 1994, began his career in human rights activism at the age of seventeen when, as a second year law student at the University of Cape Town, he took part in the Defiance of Unjust Laws Campaign. Three years later, he attended the Congress of the People at Kliptown where the Freedom Charter was adopted. He

started practice as an advocate at the Cape Bar when he was 21, the bulk of his work involving defending people charged under racist statutes and repressive security laws.

In 1966, he went into exile. After spending eleven years studying and teaching law in England, he worked for a further eleven years in Mozambique as a law professor and legal researcher. In 1988 he was injured by a bomb placed in his car by South African security agents, losing an arm and the sight in one eye.

After recovering from his injuries, he devoted himself full-time to preparations for a new democratic Constitution for South Africa. He returned home in 1990 and took an active part in the negotiations which led to South Africa becoming a constitutional democracy.

Justice Sachs commemorated his visit to the University of Kentucky by giving Dean Brennan a copy of the South African Constitution, which can now be seen hanging in the law library.



JUSTICE SACHS WITH LEXINGTON MAYOR JIM GRAY
AND UK LAW STUDENTS (FRONT): AUBREY VAUGHN,
TY MEDARIS (BACK): MAYOR GRAY, DJ LACY,
KIRK LAUGHLIN, DALLAS HURLEY, KATE JOHNS

Yale Professor Akhil R. Amar on **AMERICA'S UNWRITTEN CONSTITUTION**

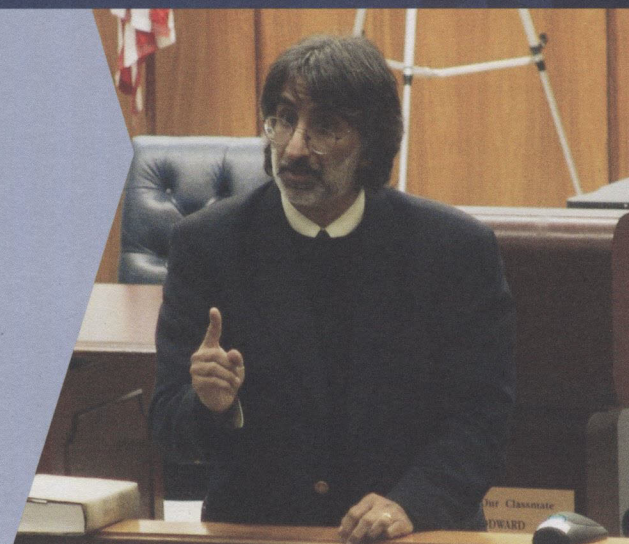
The right to privacy. One person, one vote. The presumption of innocence. As Americans, we think of these freedoms as our constitutional rights. But they can't actually be found in the Constitution.

"While they're not explicitly written in our Constitution, these things are part of America's working constitutional system—part of America's unwritten Constitution," says Akhil Amar, Sterling Professor of Law and Political Science at Yale University. Professor Amar delivered his Ray lecture on October 9, 2012 at the College of Law. His remarks were based on his book *America's Unwritten Constitution: The Precedents and Principles We Live By*.

In the book, Amar guides readers through the landmark cases, implicit principles, common practices, and more that make up our unwritten Constitution, showing how the written and unwritten Constitutions fit together to form a single system. "The written Constitution cannot work as intended without something outside of it—America's unwritten Constitution—to fill in its gaps and to stabilize it," Amar says. "In turn, America's unwritten Constitution could never properly ignore the written Constitution, which is itself an integral part of the American experience."

Amar's lecture summarized the twelve different contexts for constitutional interpretation that he discusses at length in his book. The lecture was preceded by an hour-long question-and-answer session with law students and followed by a book signing and reception and dinner with local state and federal judges.

Go to our media page at www.law.uky.edu to see video of the event.



"The written Constitution cannot work as intended without something outside of it—America's unwritten Constitution—to fill in its gaps and to stabilize it."

PARTNERSHIP

BY REBEKAH TILLEY

Brian (1996) and
Angela (1994) Edwards



"Two lawyers got married..." sounds like the opening line to yet another lawyer joke. Yet it's not uncommon to find attorneys married to each other. Perhaps there is something about the law school experience that gives young attorneys a foundation of how to think, how to reason and how to communicate, and provides a solid base for another type of contractual relationship. As attested to by the following three UK College of Law alumni couples, sharing the same vocation with a spouse can breed a deep level of respect, understanding, and partnership.

Occasionally in the evenings after long days at work, Angela Edwards would overhear her husband, Brian, on the phone in the other room speaking with a client. Then a public defender, Brian often had clients who were charged with terrible crimes like murder or rape.

"I'd hear that patience and hear that respect from him toward another human being, and respect for his or her rights," recalls Angela, UK Law Class of 1994. "There is a special place in heaven for criminal defense lawyers."

"You don't hear that very often," laughs Brian.

"Our system works because of it," says Angela. "If you are anybody who believes in our justice system and in innocent until proven guilty, you have to have criminal defense lawyers who represent people that others might not find particularly savory individuals. I have a deep respect for him having observed him at his job and for having chosen that path."

The Edwards both remember the first time they saw each other: in the hallway of the law school when Angela was a 1L and Brian, UK Law Class of 1996, was a visiting prospective student. Early on they were friends brought together by being "... two lone University of Louisville fans stuck in Lexington," Angela says.

Listening to them talk about their life together, including career moves that took Brian to the Department of Pan-African Studies at the University of Louisville before his appointment to the Kentucky Circuit Court in Jefferson County, and Angela to partnership with Dinsmore & Shohl LLP, you sense the shared purpose and regard they have for each other.

"I tell folks all the time, you can just look at our law school transcripts to determine who was the smarter one," says Brian.

"That's not true," protests Angela.

"I joke about that but she is seriously one of the smartest people I've ever met," said Brian, the admiration evident in his voice. "In addition to being very cerebral and intelligent, she has a really strong work ethic. She can sit and dig into complicated employee benefits cases. Most lawyers cringe when they think about doing that work. It's hard. It's boring. But she can get into it and she can do that work really well. I think anyone who has ever dealt with her professionally wouldn't have a single bad word to say about her."

“There is a special place in heaven for criminal defense lawyers.”

"I can think of a handful of plaintiff's lawyers who would have a lot of bad things to say about me!" laughs Angela.

"Nothing from an ethical standpoint," Brian replies.

"No one would ever say that she plays games or is unfair. She's very effective at what she does."

Brian and Angela have a decidedly team oriented approach when it comes to their personal and professional lives together. After being appointed to the bench in 2009, Brian faced an election in 2010. Campaigns are always demanding, but Angela's previous firm of Woodward, Hobson & Fulton merged with Dinsmore just as Brian was being appointed to the bench, and she effectively had a new job. Additionally, their son Logan started kindergarten in the fall of 2010 at the height of the campaign work. They credit their legal training with equipping them to effectively communicate not just with clients, but with each other. And, as they have at other times in their marriage, they divided and conquered the challenges of the merger, kindergarten and the campaign.

"It's like a lot of things. You do it; it's not forever," said Brian. "The election comes and you don't have to do it again for a while. But it was a rough year. It really was hard. Working all day, campaigning at night, wanting to be home, feeling guilty that Angie was always on childcare duty."

"But then there are lasting fond memories of trekking around to weekend picnics," continues Angela. "Logan thought making the campaign commercial was the best thing ever. We survived it as a family and, compared to what other people have to go through, it's an honor and a privilege to get to do it."

Lasting fond memories include Brian's investiture when, after a lot of patient waiting, a tired and worn out 5-year-old Logan held the family Bible on top of his head while Brian took his oath of office.

Gary (1973) and
Anita (1986) Johnson



Equipped with pilots' licenses that allow them to quickly travel between their offices in Pikeville, Hazard, and Lexington, Ky., Gary and Anita Johnson are partners in business as well as life. As managing partners in the firm of Gary C. Johnson, PSC, over the last 20 years they have negotiated the most effective way to run a successful law practice and a successful marriage.

"You just do as you're told," quips Gary.

"But seriously, the way we have it divided up it's really not a problem," continues Gary, a graduate of the UK Law Class of 1973. "I handle the litigation, I do most of the advertising that she chooses for me to do, naturally. Anita runs the law office as far as personnel. She screens cases too. We just don't work that much together on the details in the practice. Though even when we have a situation where we work together on the details of a case, it still works out fine."

Gary and Anita met and married when Gary was a young attorney and Anita owned her own commercial chemical lab in Pikeville, Ky. After their first child was born, Anita sold her business and decided to go to law school. She graduated with the Class of 1986, and she and Gary have been practicing in the same office ever since.

The law can be a consuming profession, and sharing a vocation has many benefits, they said. They always have something important to discuss in which they are mutually interested. They never feel left out of each other's lives, and they have a thorough understanding of the challenges they are each facing. Similarly, they have a deep, mutual respect of the other's professional abilities.

"Anita is what I call the nugget finder," said Gary. "If you have a case that is full of small details, you have to have someone go into that and find the nugget—the little bitty thing that determines whether you win or lose. Anita will find it. We pull out of her management role and put her into nugget finding and it works really well."

"How does that saying go? 'Even a blind squirrel will find an acorn'?" smiles Anita, rolling her eyes. "I think it's more that I will sit still and go through all the materials. He's a mover and a shaker, where I'm willing to sit still and look at the details. We're great partners."

She went on to detail Gary's accomplishments, including being named Peter Perlman Outstanding Trial Lawyer of the Year Award by the Kentucky Justice Association in 2008, and being a Kentucky Super Lawyer since 2007.

"Gary is well known in eastern Kentucky," says Anita. "He has shaped the way personal injury law is practiced up here. Most of the attorneys that are practicing in eastern Kentucky worked for Gary at some point and then left on good terms and they call him still. He's regularly called to teach seminars for both state and national trial lawyer association conferences. I'm proud of him. He gives me something to talk about when I go places."

"Anita's the brain and I'm the fluff," Gary smiles.

"If I'm the brain, we are scraping the bottom," laughs Anita. "We work together well. I'm not that crazy about going out and presenting. I'm happier in the office."

"I don't have to worry about the office when I'm gone," Gary says. "I know there is someone there who I can trust 1,000 percent."

"Two lawyers got married..."

and...we're still waiting for the punch line.

As much as you may cognitively know it will happen, turning around the day after a celebratory law school graduation to study for the bar exam feels so wrong. Roll out of bed, go to the law school, watch the refresher video for the day, study in the law library for hours, take a few short breaks, and then study more. It all adds up to grinding weeks of work with so much riding on the outcome. Picking good study partners can be the key to staying focused and motivated. John Ghaelian and Jane Lyle of the Class of 2012 picked each other. The pair is engaged to be married on May 24, 2014.

"It's a good thing to go through something stressful together," says John when asked about studying for the bar with Jane Lyle. "It's a good test to see if you can make it through tough times. And, I know, the bar exam isn't the worst thing you'll endure in life."

"It may not be the worst, but it's up there," laughs Jane Lyle, with a note in her voice clearly indicating the experience is still fresh in her memory.

"There were several intense moments," recalls John. "You're putting in all kinds of crazy hours. You're stressed. Interestingly, it worked out pretty well because while I wanted to study every hour of the day, Jane was really good at balancing it out."

"It was rough maintaining the drive to study for that long," says Jane Lyle.

"I might be the more motivating presence, but she was the calming presence, so it worked out well," says John. "We both passed the first time out."

Since passing the bar, Jane Lyle is clerking for U.S. Magistrate Judge Edward B. Atkins in Pikeville, Ky. and John is clerking for Circuit Court Judge Janet J. Crocker in Simpson and Allen Counties, Ky. After being friends who worked on the *Kentucky Law Journal* together before finally starting to date their 3L year, they both see great legal careers in the other's future.

"Jane has the passion to be an attorney," says John. "That comes through every day when she talks about her job. She loves it. She has the work ethic to put in the hours that are required to be good at it. She has the makings of a really good attorney. Much better than myself."

"Oh, hush up!" Jane Lyle replies, clearly flattered.

"John definitely has the people skills—he is so friendly so nice and understanding," says Jane Lyle. "He is very easy to talk to and wants to get to know people, and is good at getting people to feel comfortable around him, which is huge with the law. He works really hard. And he's very smart, and a very good writer. He's dedicated and just so cute!"



John Ghaelian and Jane Lyle (2012)

Welcome New College of Law Faculty



CORTNEY LOLLAR

Assistant Professor of Law

Prior to joining the faculty of law at University of Kentucky, Professor Lollar was a clinical faculty fellow at Washington University in St. Louis, where she taught the criminal justice clinic and a seminar on sex crimes. She previously represented adult and juvenile defendants at the Federal Defender Program in Atlanta, Georgia, and the Public Defender Service for the District of Columbia. As a public defender, she argued before the U.S. Court of Appeals for the Eleventh Circuit and submitted petitions to the Supreme Court of the United States. Professor Lollar served as a legal consultant in India for the Initiative for Medicines, Access, and Knowledge, working to increase access to generic medicines, and helping to prepare briefings for public health organizations, such as the World Health Organization. She also has worked as a research assistant to the United Nations Special Rapporteur on Violence Against Women and with the Defender Association of Seattle, Legal Aid Society's Prisoner's Rights Project in New York, the Center for Justice and International Law in Chile, and Human Rights Watch's International Justice division. Professor Lollar received her

B.A. *magna cum laude* from Brown University, and her J.D. from New York University School of Law, where she was Editor-in-Chief of the Review of Law and Social Change. Her primary research interests involve the intersections among criminal law, criminal procedure, gender, sexuality, and remedies.

Lollar and her partner, Josh Barnette, are members of a long-distance running relay team. They ran the famous Hood to Coast relay in Oregon last summer, and ran the Cascade Lakes relay this August.



COLLIN SCHUELER

Visiting Assistant Professor

Professor Schueler received his undergraduate degree with highest distinction from the University of Michigan. Professor Schueler then graduated from the University of Kentucky College of Law, where he served on the *Kentucky Law Journal*, received the Faculty Cup for outstanding contributions to the law school, and was elected as a member of the Order of the Coif. After law school, Professor Schueler clerked for Judge Karen Caldwell of the United States District Court for the Eastern District of Kentucky. He went

on to clerk for Judge John Rogers of the United States Court of Appeals for the Sixth Circuit. Following his clerkships, Professor Schueler served in the United States Department of Justice's Honors Program as an attorney advisor for the Executive Office for Immigration Review, the administrative agency that adjudicates immigration cases. Professor Schueler will teach Immigration Law and Professional Responsibility in his first year at the College of Law. Outside of teaching, he enjoys spending time with his wife and daughter, especially at local parks. He also plays golf and is a fan of the Buffalo Bills, Michigan Wolverines, and Kentucky Wildcats.



JANE BLOOM GRISÉ

Director of Academic Success & Assistant Professor of Legal Writing

Jane Grisé has taught Legal Writing since 1997. Prior to joining UK Law, she was in private practice specializing in international adoption law. Before moving to Lexington, Professor Grisé was an Assistant United States Attorney in the Southern District of New York. As Deputy Chief of the Civil Division as well as Chief of the Civil Rights Unit, she handled complex civil rights cases initiated by

the United States as well as a wide variety of civil litigation and appeals. Before joining the US Attorney's Office, she served as Managing Attorney of Mid-Hudson Legal Services in Poughkeepsie, New York. In that office, she handled trial and appellate cases in all New York and federal courts. In addition, she litigated and argued *Juidice v. Vail* before the United States Supreme Court. Before joining Mid-Hudson Legal Services, Professor Grisé served as a Law Clerk for Judge Jack Day at the Ohio Court of Appeals. Professor Grisé received her B.A. from the University of Wisconsin, where she received the Vilas Prize for the best undergraduate thesis. She received her J.D. *cum laude* from the University of Wisconsin Law School, where she received the Outstanding Service Award. In her free time, Jane enjoys traveling with her husband and two adult children, taking long walks with her dog, Darby, and editing her 94-year-old mother's books.



MARIANNA JACKSON CLAY

Visiting Professor of Law

A former Department of Justice employee, Professor Clay was the 1978 College of Law valedictorian, the first woman to earn that honor at UK. She also graduated with

High Distinction and Order of the Coif, and served as Comments Editor of the *Kentucky Law Journal*. After graduation, Professor Clay served as a staff attorney for the newly created Kentucky Court of Appeals. In 1979, she joined the United States Attorney's Office for the Eastern District of Kentucky as an Assistant United States Attorney. She was appointed First Assistant United States Attorney for the Eastern District in 1992. Following her appointment as First Assistant, Professor Clay was named Senior Litigation Counsel for the Eastern District of Kentucky. In 2009, Professor Clay was appointed Assistant Director for Civil Litigation instruction at the National Advocacy Center in South Carolina, a residential training facility for Department of Justice attorneys nationwide. Professor Clay is the mother of two daughters and one small rescue dog. She spends much of the year abroad in the Dominican Republic and elsewhere. She is studying Spanish in an effort to assimilate to her part-time home. According to Professor Clay, the most important aspect of her appointment is the students. She deeply enjoys the classroom, and the impact she can have on the future of the College's graduates. Clay remembers her father, Judge Robert Jackson, taking her to Moot Court practice at the College of Law when she was a child. She hopes to pass on the excitement and challenge of "lawyering" to new generations.



RICHARD C. AUSNESS' article "The Supreme Court and the *PPL Montana* Case: Examining the Relationship Between Navigability and State Ownership of Submerged Lands" has been published in the *Virginia Environmental Law Journal*. His article "The Disorderly Conduct of Words: Civil Liability for the Dissemination of False or Inaccurate Information" has been accepted for publication in the *South Carolina Law Review*.



JENNIFER BIRD-POLLAN presented "Nozick, Libertarianism, and the Estate Tax" at Harvard University in November, as part of its Tax Policy Colloquium. Her article "The Unjustified Subsidy: Sovereign Wealth Funds and the Foreign Sovereign Tax Exemption" was published in Volume 17 of the *Fordham Journal of Corporate and Financial Law*, and "Death, Taxes, and Property

(Rights): Nozick, Libertarianism, and the Estate Tax," is forthcoming in the *Maine Law Review*. In May, she helped to organize and presented at the 9th Annual Junior Tax Conference at the University of Miami Law School in May.



DAVID A. BRENNEN's is the co-editor of *Beyond Economic Efficiency in United States Tax Law* (with K. Brown and D. Jones) forthcoming this year from Aspen. He presented on the panel "'Grasping the Nettle' Legal Education Crisis? Law School Deans Engage," at the 2013 Southeast Association of Law Schools Annual Meeting.



STEPHEN CLOWNEY's essay, "Doing Affirmative Action," has been published on *First Impressions*, the online companion to the *Michigan Law Review*. "Landscape



Professor **SCOTT R. BAURIES** spent the summer of 2012 in Johannesburg, South Africa, where he was invited to conduct and present a comparative study between education provisions in the South African Constitution and those in American state constitutions. The results of this study are now published in the *South African Public Law Journal* at the University of South Africa in Johannesburg.

After the conference, he traveled to Cape Town where he worked with an education professor from the University of Stellenbosch on plans for a future project analyzing educational governance and the rights of educational employees in South Africa and the U.S. While in Cape Town, he met Justice Albie Sachs, formerly of the Constitutional Court of South Africa, who would visit the College of Law in April 2013 to deliver the Ray Lecture, *The Sacred and the Secular: South Africa's Constitutional Court Rules on Same-Sex Marriages* (see pg. 12). Bauries hopes to return to South Africa when scheduling allows.

Bauries' article "The Education Duty" was printed in the fall 2012 edition of the *Wake Forest Law Review*. He was named Chair-elect of the Education Law Section of the AALS. He has two chapters in Volume 6 of *Debating Issues in American Education*, a multi-volume series published in 2012.

Fairness: Removing Discrimination From the Built Environment" is forthcoming in the *Utah Law Review*.



ALLISON CONNELLY moderated a panel on *Introductions to Social Justice Practice in Lexington and Beyond* at the Lassiter

Distinguished Professorship Conference on Lawyering in the Public Interest last fall. She presented "The Top Criminal Law Decisions from the 2011 Term of the United States Supreme Court" to the Kentucky ACLU, along with Melynda Price and Paul Salamanca.



MARY J. DAVIS presented "Disaster Federalism: Preemption of State Common Law Tort Claims in the Context of Disaster"

at the Torts and Compensation Systems Section and Environmental Law Section panels at the Association of American Law Schools Annual Meeting in 2012.



JAMES M. DONOVAN has published his article "Becoming Director: An Internal Candidate's View" in Volume 34

of *Library Management*. He wrote the introduction to Bronislaw Malinowski's, *Crime and Custom in Savage Society* (Transaction, 2013). He presented "The Four Possible Relations of Custom to Law" at the 2013 Law and Society Association.



JOSHUA A. DOUGLAS' *Indiana Law Journal* article, "Procedural Fairness in Election Contests," was cited by the Wyoming

Supreme Court in *Rock v. Lankford*, a case involving a disputed election. He placed his article, "The Right to Vote Under State Constitutions" with the *Vanderbilt Law Review*. Last fall, he was a panelist on Law and Democracy: A Symposium on the

Law Governing Our Democratic Process at George Washington University, and on Negotiating the Extremes: Impossible Political Dialogues in the 21st Century, at the *Cardozo School of Law Journal of Conflict Resolution Symposium*. Professor Douglas also published a number of commentaries and op-eds on the 2012 presidential election. Earlier this year, he was elected to the Executive Committee of the AALS Section on Legislation and Law of the Political Process.



WILLIAM FORTUNE's new book, *Call Me Mac*, a biography of Judge Mac Swinford, was published last fall. It is available from local

Lexington booksellers, or through Professor Fortune. He has been following up the publication by doing slide presentations on Judge Swinford for the Fayette and Kentucky Bar Associations.



CHRISTOPHER W. FROST has been named to the Avoidance Powers Advisory Committee of the American

Bankruptcy Institute Commission to Study Reform of Chapter 11. He published "Another Look at Mediation in Bankruptcy" in the January edition of the *West Bankruptcy Law Letter*.



BRIAN FRYE has had two articles published on John Marshall Harlan: "John Marshall Harlan: Professor of Law" (with M. McCloskey), and

"John Marshall Harlan: Lectures on Constitutional Law" (with J. Blackman and M. McCloskey), both in the *George Washington Law Review*. He presented "Epistemological Skepticism & Motion Picture Evidence" at the George Washington University Law School in 2013.



KRISTIN HAZELWOOD wrote the Effective Legal Writing column for the November edition of the *Kentucky Bench &*

Bar, "E-mails to Clients: Avoiding Missteps." She presented "Effective Student Conferences: Designing a Conference that Meets Student and Professor Needs" at the Southeast Regional Legal Writing Conference in Savannah, Ga.



PIERCE HAMBLIN is the recipient of the 2013 Kentucky Bar Association Service to Young Lawyers Award, in part for his work as

an adjunct professor at the College of Law. The award was presented at the Kentucky Bar Convention in Louisville later in June.



ROBERTA M. HARDING completed the textbooks *Criminal Law for First Year Law Students: Cases and Materials*, 2nd ed.

(2012); *Criminal Law: Case Studies*, 1st ed. (2012); and *Race, Racism and the Criminal Law: An Interdisciplinary Approach*, 5th ed. (2012). She was a panelist on *Using Expert Witnesses* at the Lassiter Distinguished Visiting Professor Conference on Lawyering in the Public Interest at the University of Kentucky College of Law in 2012.



MELISSA N. HENKE presented "Introducing First-Year Law Students to Client Correspondence" at the Legal Writing

Institute One-Day Workshop at the University of North Carolina School of Law. She co-presented "We Are Family: Effective Ways to Integrate the Legal Research & Legal Writing Components of a First-Year LRW Course Even when Taught Separately," and "The Sun Shines Bright on our New Kentucky Legal

Research & Writing Program" with Diane Kraft at the at the Association of Legal Writing Directors 2013 Biennial Conference.



NICOLE HUBERFELD has two recently published articles: "Heed Not the Umpire (Justice Ginsburg Called NFIB),"

in the *University of Pennsylvania Journal of Constitutional Law: Heightened Scrutiny*, and "Plunging into Endless Difficulties: Medicaid and Coercion in the Healthcare Cases," in the *Boston University Law Review*. She presented "Healthcare as a Vehicle for Constitutional Change" at the Loyola Chicago Constitutional Law Colloquium, and "Healthcare Reform Upheld: The Patient Protection and Affordable Care Act After the Supreme Court" at the Kentucky Defense Counsel Annual Meeting.



MARK F. KIGHTLINGER

published "Two and a Half Ethical Theories: Re-examining the Foundations of the Carnegie Report" in Volume 39 of the *Ohio Northern University Law Review*.



DIANE B. KRAFT presented "Teaching Legal Writing to International and ESL Students: Plagiarism" at the Legal Writing

Institute One-Day Workshops at Washburn University School of Law and the Michigan State University College of Law. She co-presented "We Are Family: Effective Ways to Integrate the Legal Research & Legal Writing Components of a First-Year LRW Course Even when Taught Separately," and "The Sun Shines Bright on our New Kentucky Legal Research & Writing Program" with Melissa Henke at the at the Association of Legal Writing Directors 2013 Biennial Conference.



ROBERT G. LAWSON's most recent editions of the *Kentucky Evidence Law Handbook* and included supplement

will be published this year by LexisNexis.



KATHRYN L. MOORE has published two articles: "Social Security in an Era of Retrenchment: What Would Happen if the

Social Security Trust Funds Were Exhausted?" in the *ABA Journal of Labor and Employment Law*, and "The Lexington-Fayette Urban County Board of Adjustment: Fifty Years Later," in the *Kentucky Law Journal*.



MELYNDA J. PRICE presented "99 Problems" (with Allison Connelly) at Rebuilding the Block, at the University of Kentucky,

and "The Top Criminal Law Decisions from the 2011 Term of the United States Supreme Court," (with Allison Connelly and Paul Salamanca) to the Kentucky ACLU.



FRANKLIN L. RUNGE served as Interim Head of Admissions at the College of Law after the retirement of Associate Dean of

Admissions Drusilla Bakert. "Keeping Up with New Legal Titles," his book review on R. Kent Newmyer's *The Treason Trial of Aaron Burr: Law Politics, and the Character Wars of the New Nation*, was published by *The Law Library Journal*. He presented "Journal Staffers: Midway between Student and Faculty" with Beau Steenken at the 2013 Southeastern Chapter of the American Association of Law Libraries Annual Meeting.



PAUL E. SALAMANCA presented "The Top Criminal Law Decisions from the 2011 Term of the United States

Supreme Court" with Allison Connelly and Melynda Price to the Kentucky ACLU. He was a panelist on "Constitutional Implications of Legislation Concerning Sharia Law and Other Religious Laws," at the Kentucky Bar Association Annual Convention last year.



ROBERT G. SCHWEMM's article, "Disparate Impact Under the Fair Housing Act: A Proposed Approach," has led to

the adoption of final regulations by the Department of Housing and Urban Development (HUD) endorsing use of the "discriminatory effect" standard under the federal Fair Housing Act. Schwemm's paper, which was co-authored by Sara Pratt (now a senior civil rights official at HUD), was presented to the Obama administration by civil rights organizations in 2010. The paper was also published on the Social Science Research Network, from which it has been downloaded more than 480 times.



BEAU B. STEENKEN presented "Journal Staffers: Midway between Student and Faculty" (with Franklin Runge), and "Legal

Research Instruction Unchained: the Freedom and Flexibility of Using Self-Produced Materials in Lieu of a Text" at the 2013 Southeastern Chapter of the American Association of Law Libraries Annual Meeting. At the 2012 meeting he presented "First Steps of a Longer Journey: Incorporating Ideas from the SEAALL Institute into Legal Research Programs at UK and USC" with Ryan Valentin and Terry Conroy.



RICHARD H. UNDERWOOD

is a member of the ABA standing committee on Ethics and Professional Responsibility. Last month they published the ABA's new opinion, No. 463, an attempt to reconcile the loyalty and confidentiality provisions of the Model Rules with the 2010-issued Voluntary Good Practices Guidance for Lawyers to Detect and Combat Money Laundering and Terrorist Financing. His article "Ringers Revisited" has been accepted by *The American Journal of Trial Advocacy*.



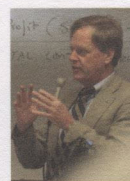
RYAN A. VALENTINI

presented "First Steps of a Longer Journey: Incorporating Ideas from the SEAALL Institute into Legal Research Programs at UK and USC" with Beau Steenken and Terrye Conroy at the Southeastern Chapter of the American Association of Law Libraries Annual Meeting.



SARAH N. WELLING

published "Revising the Federal Crime of Gratuities" in the *Arizona Law Review* this year. She conducted a meeting of the Sixth Circuit Criminal Pattern Jury Instruction Committee in April, finalizing updates and a new chapter of elements instructions on child exploitation offenses. In December, she accepted a nomination to be a Fellow in the American Bar Foundation.

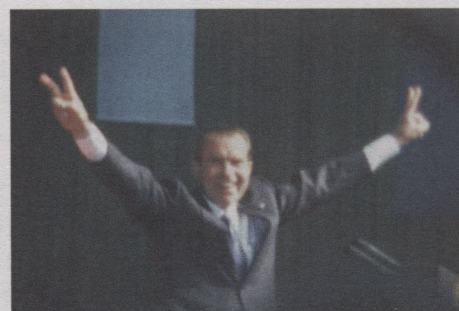


RICHARD A. WESTIN'S article "A Comparative Study of Tax-Motivated Expatriation" was published in the *Journal of International Taxation*,

in two installments. He has agreed with the Bureau of National Affairs to revise his two portfolios (Nos. 601 and 603) on the federal taxation of mineral exploration and development, and the federal taxation of mining operations. Each portfolio is an extensive study.

Professor's Film Gives a Private Look at Nixon's White House Days

Golfer, pilot, marathon runner, scuba diver. UK Law professors wear many hats when they're not in the classroom. Now add award-winning filmmaker to their collective résumé. *Our Nixon*, co-produced by Assistant Professor Brian Frye, has taken home the Ken Burns Award for Best of the Festival at the Ann Arbor Film Festival, the Seattle International Film Festival Best Documentary Grand Jury Award, the International Film Festival Boston Karen Schmeer Award for Excellence in Documentary Editing, and the AFI Docs Adrienne Shelley Award for Excellence in Filmmaking. It has been broadcast on CNN starting August 1 and was released theatrically in New York, Los Angeles, and other cities on August 31.



Our Nixon is a feature-length documentary comprised of Super 8 home movies shot by top Nixon aides H.R. Haldeman, John Erlichman, and Dwight Chapin between 1969 and 1972. Frye

and co-producer Penny Lane paid for the digital transfer of 204 rolls of film documenting the public and private events surrounding the White House—from the Apollo moon landing and the Republican National Convention to Erlichman and Secretary of State Henry Kissinger relaxing on the beach. Frye and Lane write that the home movie makers "carefully documented their time with Nixon because they believed that Nixon would transform America." The films, which were seized by the FBI during the Watergate investigation, had remained in storage and largely forgotten for the past 40 years.

Frye, who was named one of *Filmmaker Magazine's* "25 New Faces of Independent Film," joined the College of Law faculty in 2012. His legal scholarship concerns interactions between the law and the arts, focusing on issues relating to nonprofit organizations and intellectual property. He teaches Civil Procedure, Copyright, Intellectual Property, Nonprofit Organizations, and Art Law at the College.

The film was shown in Lexington on July 25 at a special screening to benefit the Kentucky Theater, and featured a panel moderated by Professor Chris Frost. Watch the College of Law website and Facebook page for information on upcoming viewing opportunities.

Welcome TONI ROBINSON

Toni joined the University of Kentucky College of Law as the Director of Admissions in April 2013. She received her B.A. in Music with a minor in Political Science from the University of Louisville in 1999 and her J.D. from the University of Kentucky College of Law in 2002. While at UK Law, Toni was a member of the Trial Advocacy Board, Black Law Students' Association, and the *Journal of Natural Resources & Environmental Law*. She had the opportunity to clerk at the Fayette Commonwealth Attorney's Office, the former firm of Savage, Garmer, Elliot, and O'Brien, and the U.S. Attorney's Office for the Western District of Kentucky. After law school, she went on to obtain her M.A. in Arts Administration from the School of Public and Environmental Affairs at Indiana University in 2004. During her study at IU, Toni worked at the African American Arts Institute as the African American Choral Ensemble's road manager, as well as the Institute's booking agent.

Following her academic pursuits, Toni started her career in orchestra management where she worked with the Fort Wayne Philharmonic as the Assistant to the Director of Education and Operations, followed by the Louisville Orchestra, where she held the positions of Operations Manager and Director of Operations. Most recently, Toni was the Admissions Counselor for the University of Louisville School of Music.

Toni replaces Associate Dean Drusilla V. Bakert, who retired in January 2013. Dean Bakert, a graduate of the University of North Carolina at Chapel Hill and Harvard Law School, had been at UK Law since 1987, and served as the head of the Admissions office since 1996. The students brought in by Dean Bakert have gone on to become the scholars and leaders, in the private and public sectors, who are so much a part of UK Law's exemplary reputation. She will be missed by faculty, students, staff, and alumni alike. We wish Dean Bakert all the best in her retirement and thank her for her years of service to the College.

PROFESSOR FORTUNE HONORED AT RETIREMENT CELEBRATION



PROFESSOR BOB LAWSON WITH
PROFESSOR FORTUNE AT HIS
RETIREMENT CELEBRATION.

UK College of Law professors, alumni, and friends turned out Friday, May 10 for a celebration honoring Professor Bill Fortune, and the service of all retired University of Kentucky College of Law Hall of Fame professors. The UK College of Law Alumni Association hosted the event at UK's Hillary J. Boone Faculty Center. Fellow Professor Bob Lawson paid tribute to Professor Fortune at the event, as did District Judge Karen Caldwell (UK Law 1980), Kentucky Deputy Chief Justice Mary C. Noble (UK Law 1981), and UK Law Alumni Association Chairman Christy Trout (UK Law 2002).

A Lexington native, Professor Fortune graduated from UK Law in 1964. After five years of service with the firm that was to become Stites & Harbison, he joined the College faculty in 1969. It is estimated that Fortune has taught more courses at the College than any faculty member in its history. Outside of UK, his commitment to the legal community through his service to the Kentucky Bar Association and Public Advocacy Commission, his work as a public defender, and his dedication to providing other social services throughout the Commonwealth led to his induction into the Hall of Fame in 2012.

"What drove him for 43 years was the concern that he had for students and trying to prepare them for what was ahead," Professor Lawson said in a 2012 article on Fortune. "He was a perfect model for them as a person, as a lawyer and as a law professor."

All profits from the event will benefit the Paul C. Van Booven Fellowship Endowment Fund, which provides scholarship support for students. If you'd like to join in making a gift in honor of Professor Fortune's retirement, please visit <http://www.law.uky.edu/giveto>.

3rd UK College of Law Golf Tournament

Thanks to our sponsors and all of the teams who showed up for the third annual College of Law Golf Tournament! It was a perfect spring day and over \$12,500 was raised for the College's academic initiatives.

The second annual UK Law Golf Tournament on Monday, May 21, at Champion Trace Golf Club was a huge success! Perfect weather and eighteen teams of UK Law alumni, faculty and friends made for a great day of friendly competition, and the tournament was able to raise generous funds for the academic initiatives of the law school, including student scholarships and public interest opportunities.

We greatly appreciate all of the alumni and faculty who were able to participate, and we are already making plans for next year's event. Be on the lookout for details—we hope to see you there!





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2012

JOHN GHAEIAN placed his article, "Restoring the Vote: Former Felons, International Law, and the Eighth Amendment," in the *Hastings Constitutional Law Quarterly*.

DEREK HALL has joined Frost Brown Todd's Lexington office in their bankruptcy and restructuring practice group.

BRAD L. HART has joined Bass, Berry & Sims as an associate in Corporate and Securities Practice, in the firm's Nashville office.



JASON WOODALL has joined Sturgill, Turner, Barker & Moloney as an associate attorney. Woodall's practice will focus on workers' compensation, insurance defense, business law, and civil litigation. Prior to joining Sturgill Turner, Woodall was a staff attorney for Jefferson Circuit Court Chief Judge Audra J. Eckerle.

2011



BRITTANY C. MACGREGOR formerly of Fogle Keller Purdy, has joined McBrayer, McGinnis, Leslie & Kirkland as an associate in the firm's real estate practice group.

2010



DANIEL MUDD was recently elected to serve as Chair of the Kentucky Bar Association Taxation Section, effective

July 1, 2013. Mudd is an associate in Frost Brown Todd's Regional State Tax and Incentives team. He has experience in the areas of sales and healthcare-related tax, tobacco tax and energy exemptions. In addition to his new role as Chair of the KBA Taxation Section, he serves as the General Counsel and Secretary of the Young Professionals Association of Louisville (YPAL), as well as the Chair of YPAL's Legal Committee.

2008



DREW MILLAR, an associate in Dinsmore's Lexington office, received the 2012 Alice Neely

Memorial Award, established to recognize outstanding associates who are dedicated to the practice of law, relate well to clients, have a positive attitude even in adverse situations, and make a genuine effort to personally know others in the firm.

2006

ROBERT M. CROFT, JR., an associate in Dinsmore's Louisville office, has been selected as a 2013 YMCA Adult Black Achiever. The Black Achiever program seeks to provide educational and career opportunities for youth, utilizing volunteers and role models, such as Mr. Croft.



2010

In April, **JASON T. SAUER**, a Lieutenant in the U.S. Navy Reserves, completed a 14-month deployment to Afghanistan in support of Operation Enduring Freedom. Stationed at the Kabul headquarters of NATO Training Mission-Afghanistan (NTM-A), Sauer served as a senior military advisor to the Afghan National Army General Staff for Intelligence. He led over 170 outside-the-wire advising missions, including on-site assessments of Afghan forces in Kandahar and Helmand provinces, and served as NTM-A's action officer for the development and fielding of new intelligence capabilities to the Afghan Army in advance of the 2014 withdraw of U.S. and coalition forces. Sauer is an associate at the New York law firm of Skadden, Arps, Slate, Meagher & Flom, where he is a member of the mergers & acquisitions practice group.

2005

ELLEN C. KUENDIG has joined Frost Brown Todd's Lexington office as part of their Business Litigation practice. Her experience is in the areas of premises liability, products liability, coal-related disputes, insurance coverage, bad faith litigation, and other complex personal injury claims.



SARA VEENEMAN is a member of the Wyatt Tarrant & Combs' Litigation & Dispute Resolution Service Team. She

concentrates her practice in commercial litigation and appellate law. Ms. Veeneman practices in the firm's Louisville office.

2004

SHARON L. GOLD is a partner at Wyatt Tarrant & Combs' Lexington office. She concentrates her practice in all areas of commercial litigation including class actions, interference with business cases, breach of contract matters, breach of fiduciary duty actions, products liability suits, and other complex litigation.

2003

WHITNEY FRAZIER WATT was recently appointed co-chair of the American Bar Association's Women in Products Liability Subcommittee. Her term will last two years. Watt is a member of Stites & Harbison's Torts & Insurance and Business Litigation Service Groups, and she practices in their Louisville office.

2000



LARRY JONES was named Attorney At Law Kentucky's Lawyer of The Month. He is a partner at Jones

Ward, where his practice focuses primarily on class action, mass tort (pharmaceutical and medical device injury), and personal injury cases.

1998



CLIFF ASHBURNER has been appointed by Louisville Mayor Greg Fischer as chair of the Energy

Team for Vision Louisville. Vision Louisville is described on the city's website as a "community process to guide the future look, feel and flow of Louisville in the next 25 years." Ashburner is a partner at Wyatt, Tarrant & Combs.

1997

BRYAN H. BEAUMAN has returned to the firm of Sturgill, Turner, Barker & Moloney. Beauman will be a partner of the firm with a practice that will focus on constitutional law and civil rights, education law, employment law, insurance law and public entity defense. Beauman first joined Sturgill Turner following his graduation from the University of Kentucky College of Law. He has more than 15 years of litigation experience, having recently served as Senior Counsel for the Alliance Defending Freedom from 2010-12.

1998



ROBERT D. HUDSON, a member of Frost Brown Todd, has authored a book on business and economic development entitled *A Better Tomorrow: Fighting for Capitalism and Jobs in the Heartland*. The book, published by Saratoga Press, addresses the recession, recovery, and a business approach for our nation's economic future, and was recently awarded National Runner Up in the E-Literature Book Awards for best political and economic books of 2012.

1995



HASAN DAVIS is among a group of state leaders from across the nation selected for the prestigious Toll

Fellowship Program sponsored by the Council of State Governments. Davis is the Commissioner of the Kentucky Department of Juvenile Justice.

1994



LAURIE K. DUDGEON is among a group of state leaders from across the nation selected for the prestigious Toll Fellowship Program sponsored by the Council of State Governments. Dudgeon has served as director of the Kentucky Administrative Office of the Court since 2009.

2013

ALUMNI AWARDS

The University of Kentucky College of Law Alumni Association recognized the following alumni at the Kentucky Bar Association Annual Convention in June:

LEGACY AWARD

bestowed upon an individual who graduated from the University of Kentucky College of Law 50 or more years ago, who has demonstrated exceptional leadership in his or her profession and/or community, and has made a positive impact on the well-being of the UK College of Law, the Commonwealth of Kentucky, or elsewhere in the nation.

George D. Schrader 1955

DISTINGUISHED JURIST

for outstanding service to the legal profession, bringing honor to the profession and encouraging creative ways to deal with specific identified issues in the administration of justice.

J. Gregory Wehrman 1969

PROFESSIONAL ACHIEVEMENT

designated to recognize noteworthy accomplishment or sustained excellence in a particular area of law or other chosen profession.

Laura Day DelCotto 1986
Sheryl G. Snyder 1971

COMMUNITY SERVICE AWARD

given to a graduate who has provided outstanding leadership in his or her community, to aid and benefit causes not necessarily related to the legal profession.

A. Stuart Bennett 1982
Anita M. Britton 1982

YOUNG PROFESSIONAL AWARD

given to graduates within the past 10 years who have distinguished themselves professionally.

Carl Frazier 2007
Sara Beth Gregory 2007



1993

WILLIAM T. DONNELL has joined the Louisville firm of Middleton Reutlinger. Donnell spends the majority of his time defending personal injury lawsuits for various trucking companies and insurers, primarily in the areas of trucking accidents, transportation litigation, professional negligence and automobile liability.

STEVE OLSHEWSKY placed his article, "Answering the Divine Grace of Time" in *Quaker Life Magazine*. He is a tax professor at Sullivan University and works for The National Campaign for a Peace Tax Fund.

1990

THOMAS E. RUTLEDGE, a member of Stoll Keenon Ogden, presented the annual Gunderson Lecture on October 1, 2012 at The University of South Dakota School of Law. His presentation was titled "Transaction Cost Engineer as a Higher Calling: A 'Corporate' Attorney's Effort to Meld History and Law."

1989

R. DOUGLAS MARTIN has joined Sturgill, Turner, Barker & Moloney as a partner with a practice that will focus on real estate law, business law, governmental law and health care law.

1985

JEFFREY D. THOMPSON

has joined Hurley, Rogner, Miller, Cox, Waranch & Westcott (HRMCW) as lead attorney and chair of the firm's civil litigation practice.

1984

BILLY J. MABRY has joined the Louisville firm of Middleton Reutlinger. Mr. Mabry concentrates in the health law field having more than twenty years of experience representing hospitals, physicians, home health agencies, nursing homes, provider sponsored organizations, teaching facilities, diagnostic centers, ambulatory centers and others.

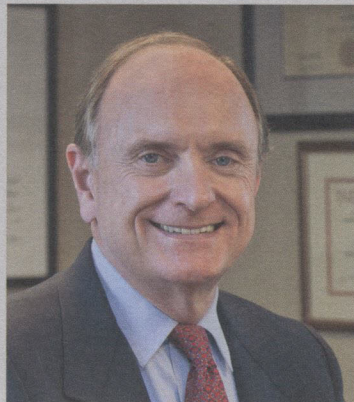
CAROLE C. SCHRIEFER has joined the Health Law Firm as an attorney at its Altamonte Springs, Fl. Office. Her practice encompasses most aspects of health law and nursing law.



GEORGE J. MILLER has been elected as a Fellow to the College of Labor and Employment

Lawyers. Election as a Fellow to the College is the highest recognition by one's colleagues of sustained outstanding performance in the profession, exemplifying integrity, dedication and excellence.

Miller is a partner in the Lexington office of Wyatt, Tarrant & Combs, and is a member of their Labor & Employment Service Team.



1978

J. MICHAEL WILDER

received the Legend in Law award from the Burton Awards for Legal Achievement, a national awards program run in association with the Library of Congress. The awards are given to outstanding general counsel of major corporations who have excelled during their careers in law. The winning general counsels were chosen from nominations received from managing partners in the nation's 1,000 largest law firms. Wilder, who was nominated by Frost Brown Todd, currently serves as vice president, general counsel and secretary of Marathon Petroleum Corporation, the nation's fourth-largest refiner.

1982

WILLIAM G. GEISEN has joined Stites & Harbison as a member of the firm's Construction Service Group. Geisen is the only attorney from the greater Cincinnati area who is a Fellow in the American College of Construction Lawyers, an honor reserved for the top 1% of the U.S. construction bar.



JOHN MERCHANT

has been named managing partner of the Cincinnati office of Peck, Shaffer & Williams. Merchant,

who has been involved in public finance law for more than 25 years, has worked on a wide variety of projects over his career, including health care, economic development, and traditional issue transactions.



DAVID C. TRIMBLE

has been named a member at Frost Brown Todd. He is in the insurance and tort defense

practice group, and has represented insurance industry clients in coverage, regulatory, and bad faith/unfair claims practices matters throughout Kentucky and Tennessee.

1979

CHARLES D. WILLIAMS was recognized by the American Forest Foundation at its annual convention in June 2012 as one of the top four outstanding tree farmers in the nation. He was also recognized by the Arbor Day Foundation with its national Good Steward Award "for a lifetime of planting trees." Williams operates West Wind Farm in Hart County, Ky. He practices law in Munfordville, Ky.

1978

THOMAS L. ROUSE recently received the Richard Lawrence Lifetime Achievement Award from the Northern Kentucky Bar Foundation, and was inducted into the Northern Kentucky Sports Hall of Fame for his activities as an athlete, official, coach, and attorney for the Northern Kentucky Athletic Conference. On July 1, he was sworn in as President of the Kentucky Bar Association.

1977

JAMES A. DRESSMAN III is the new managing partner of DBL Law. Dressman has over 35 years of experience representing commercial banks and other businesses in complex financial transactions. He joined the firm in 1977 and is currently the head of the commercial law and banking practice group.

1975

STEPHEN BRIGHT was honored last November for 30 outstanding years of service at the Southern Center for Human Rights' 16th annual Frederick Douglass Awards Dinner in Washington, D.C. He is currently the Yale Law School Harvey Karp Visiting Lecturer in Law.

1973

MARK P. BRYANT, President of the Bryant Law Center in Paducah, KY, has been appointed by Governor Steve Beshear to the University of Kentucky Board of Trustees for a six-year term ending June, 2018.

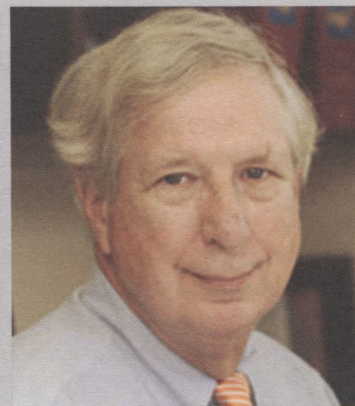


MARCIA RIDINGS was elected to the American Bar Association Board of Governors in January. Ridings, who was the

first female president of the Kentucky Bar Association, is an attorney at Hamm, Milby & Ridings, in London, Ky., and is a member of the College of Law Visiting Committee. She took office in August.

1948

WALTER C. COX, JR. has been appointed to the Board of Directors of the Lexington Better Business Bureau.



1969

JOHN S. ELDRED joined the law firm of Keller and Heckman in 1978, and is the founder of their Shanghai Office. Mr. Eldred has spent more than twenty-five years advising clients with respect to the regulation in the United States of foods and food packaging, drugs, dietary supplements, medical devices, cosmetics, pesticides, consumer products, toys, and industrial and specialty chemicals. Mr. Eldred also advises and represents food industry clients and chemical manufacturers with respect to the requirements of international government bodies. Mr. Eldred is a frequent speaker on food and drug law and chemical regulation to audiences of U.S., European, and Chinese industry associations and companies.

IN MEMORIAM

Robert Shearer (1952) 1928–2013



Robert Bruce Shearer, Class of 1952, passed away on January 9, 2013. Mr. Shearer was a Lexington native and graduated from Henry Clay High School in 1946. He always wanted to be an attorney—the

Henry Clay newspaper, in the edition featuring the senior class, predicted that one day he would be the best divorce lawyer in Lexington. Knowing that he would need financial help to attend college, he enlisted in the U.S. Army and served in Occupied Japan from 1946–1948. After returning home, he enrolled at UK with his GI Bill benefits.

After graduating, Mr. Shearer moved to the Dayton, Ohio area where he worked for many years at Wright-Patterson Air Force Base as a trial attorney for the Staff Judge Advocate and as a professor of Government Contract Law for the Air Force Institute of Technology. He was active in civic affairs in the Dayton suburb of Huber Heights. After retiring from federal employment, he opened a private law practice, specializing in government and construction contract law.

He conducted seminars for businesses in the practices of the government construction and contract and bidding systems. He served as Of Counsel to Dayton businesses that held government contracts. In 1999–2000, working under a grant from the Bureau of Indian Affairs, he researched and examined federal law and the relationship between the federal government and American Indian tribes. Mr. Shearer was a member of the Bars in Kentucky and Ohio and was admitted to practice in many federal courts, including the Armed Forces Board of Contract Appeals and the Supreme Court of the United States.

Despite his accomplishments, most important to Mr. Shearer was his family—his wife Pearl, whom he married in 1953 and who preceded him in death in 1988, and his three children, Terrie, Cindy, and Rob. Mr. Shearer had five grandchildren and one great-grandchild. Though he spent his last years in Marin County, Ca., he was always seen wearing a UK hat, and he was buried, per his wishes, in his home state of Kentucky.

*As told by his daughter,
Terrie Shearer Gutwein*

Dr. James M. Collier 1947
Mr. Bob Ed Vick 1948
Mr. John C. Anggelis 1949
Dr. Delmer Ison 1951
Mr. Robert B. Shearer 1952
Mr. Kenneth N. Ragland 1958
Mr. Charles E. Palmer, Jr. 1958
Mr. William R. Forester 1959
Mr. Robert T. Harrod 1959
Judge Larry D. Raikes 1960
Mr. James H. Jeffries III 1960

Mr. John M. Stuard 1965
Mr. H. G. Baldrige 1966
Mr. Lister Witherspoon IV 1966
Mr. Escum L. Moore, Jr. 1966
Mr. Robert F. Barrett 1966
Mr. Donald W. Webb 1967
Judge Robert J. Jackson 1967
Dean Kathleen F. Brickey 1968
Mr. Dennis E. Bricking 1968
Mr. Carroll B. Coslow 1970
Mr. Harry E. Budden, Jr. 1973

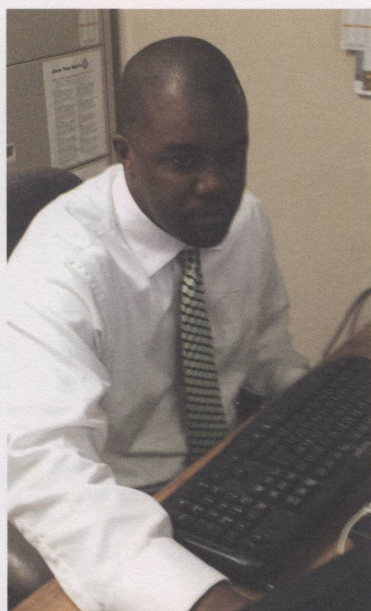
Mr. W. Lewis Brown 1973
Mr. Fred S. Bachmeyer 1973
Mr. Maxwell P. Barret, Jr. 1974
Mr. Darryl R. Callahan 1974
Mr. John S. Burgin 1976
Mr. Jerry W. Guffey 1977
Mr. Harry D. Rankin 1978
Mr. Ralph P. Dodds 1980
Sandra L. Mayes 1981
Mr. J. Brent Travelsted 1988
Mrs. Heather H. Bruser 2003

STAND UP

Class of 2012 Graduate
Joins Civil Rights Legacy

The First Years

By Rebekah Tilley



While he was working as a stand up comedian in Los Angeles, someone gave Booker T. Washington III a ticket that would ultimately put him on the path toward becoming a staff civil rights attorney for the Council on American-Islamic Relations (CAIR). The ticket was in the form of an 800-plus page book.

In the early 1990s, the Howard University-educated mechanical engineer and information technology developer made money to supplement his

comedy career by working with a litigation support firm that helped lawyers digitize evidence, demonstratives, graphics and transcripts. While working on a trial, he struck up a friendship with an attorney across the aisle.

"During that friendship that we developed over the two month trial, I told him I had an interest in going to law school," recalls Washington. "He gave me a book called *Simple Justice: The History of Brown v. Board of Education and Black America's Struggle for Equality* by Richard Kluger, a book detailing the social and legal standing of blacks in America from the time of slavery through the *Brown v. Board* decision in 1954. He told me, 'I guarantee you if you have any desire to go to law school by the time you finish this book you'll feel compelled to go to law school.'"

Life being what it is, the book remained unread next to Washington's bedside table for years. The book was dutifully packed in boxes as he changed jobs and

ultimately moved from Los Angeles to Atlanta. Until finally over Christmas break in 2007, Washington picked up the book and read it cover-to-cover.

"Sure enough, it was so compelling," recalls Washington. "By the time I finished that book I decided right there I had to go to law school. That was the spark that lit the fire."

Washington began applying to law schools with a vision of becoming part of the legacy of the great civil rights attorneys. He applied to UK Law because a friend offered to pay his application fees after having such a positive experience in the UK MBA program.

"What did I have to lose?" Washington said.

Once accepted, it was UK Law's attention to the whole student and not merely an LSAT score that brought Washington to Lexington.

"One of the things that really put Kentucky over the top was a note that then-Associate Dean Bakert put on my acceptance letter that let me know that she had truly looked at my entire application to really get a picture of who I was," said Washington. "I felt that was a good sign of the support I would receive as a student if they were already so interested in who I was as a person and not just a number."

The experience lived up to his expectations. The Class of 2012 was a supportive group, the faculty and students had great rapport, and he especially appreciated having access to faculty such as Professor Robert G. Schwemm who has a national reputation as a civil rights attorney.

"I took a statutory civil rights class from Professor Schwemm," said Washington. "It was great getting to take a class on civil rights from him and get all the practical stories about how to defend a civil rights case or start a civil rights case. I still use what I learned from that class today when I prepare various civil rights suits."

ATTENTION! ALUMNI!

This is what Washington is now doing at CAIR in Cincinnati/Northern Kentucky where he focuses primarily on religious discrimination.

"I was moved by Dean Brennen's comment to me when he met me in 2009, when he told me to remember why I came to law school," said Washington. "He said a lot of people get off track and forget. So now it feels good that I followed Dean Brennen's advice. I feel very fortunate to be doing what I was hoping to do with my law degree right out of law school."

Washington is also administrator of the Community Corrections Program for Campbell County, Ky. and was recently appointed to the Historic Conservation Board for the City of Cincinnati.

In his variety of professional roles, Washington has a strong vision of his own vocation and its impact on our nation as a whole.

"When we look at how society works, if we don't take up for those who don't have a voice for themselves and fight to make our laws work for everyone, it really does a disservice to our entire country and what we stand for as a country," said Washington. "You're not only righting a potential wrong for an individual client, but you get the sense that you are helping to continue to weave the fabric of who we are as a society by making sure that everyone is treated fairly and their rights are respected as an American society."

JOB POSTINGS & RÉSUMÉ COLLECTIONS

The University of Kentucky College of Law Career Development Office can assist you with your full-time, part-time, permanent, or summer hiring needs. We help you locate qualified students and attorneys by posting positions on our password-protected website. You specify what materials you would like for the applicants to send, such as résumés, cover letters, etc. The applicants then mail or email this information directly to you by the application deadline for the position. If it is easier for you, we will collect student application materials for you, and email the information to you all at one time.

ON-CAMPUS JOB INTERVIEWS

If you would like to interview students on campus, the Career Development Office can organize this for you. Employers select which students to interview; no students will be randomly assigned to you through a lottery or other system. Employers specify the application materials they would like to receive.

ALUMNI NETWORK

If you are interested in speaking on campus at a career seminar or serving as a UK alumni contact for law students interested in your geographic area, practice area, and/or area of interest, please contact a Career Development Office employee by email or phone.

UK COLLEGE OF LAW CAREER DEVELOPMENT WEBSITE

To sign up for a campus interview, post a job, or view other services offered by the Career Development Office, please visit the Careers tab on the law school website, www.law.uky.edu, and go to the For Employers area, or contact one of us by email or phone:

Susan Bybee Steele
Associate Dean of Career Development
ssteele@email.uky.edu; (859) 257-8320

Amy Collier Eason,
Director of Career Development
amy.eason@uky.edu; (859) 257-1138

Joan A. Yocum
Student Affairs Officer
jyocum@email.uky.edu; (859) 257-8959

Thank you in advance for your continued support of our students and alumni!

Alumni Hall of Fame



NATALIE S. WILSON 1968

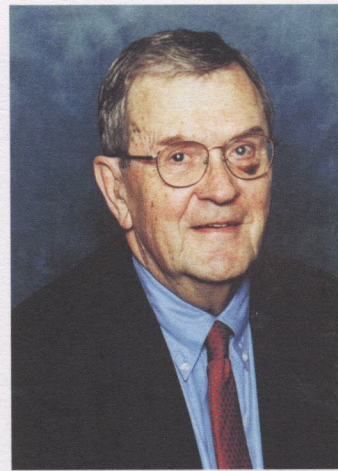
Natalie S. Wilson graduated in 1954 from Smith College. She was married two years later to George W. Wilson, III, with whom she has celebrated 56 wedding anniversaries. A decade later, and with three young children, Natalie applied to law school, at a time when only three percent of the class was female. She graduated in 1968 from the

University of Kentucky College of Law, with high distinction and as a member of the Order of the Coif. Natalie then began her legal career, initially with Eblen, Howard & Milner, and since 1979 as a partner of Gess Mattingly & Atchison, P.S.C., where she heads the firm's family law section.

Natalie is widely recognized as one of the premier domestic relations attorneys in Kentucky. She is a Fellow of the American Academy of Matrimonial Lawyers, and she has served as Chairperson of the Kentucky Child Support Guidelines Review Commission, as Secretary of the Kentucky Board of Bar Examiners, on the Special Committee on the Model Rules of Ethics, and on the Bar Center Construction Committee.

A former girl scout, Natalie served as a leader for many years and continues as a member of the Board of the Wilderness Road Girl Scouts. She has served on the boards of the United Way of the Bluegrass, the Salvation Army, the Central Kentucky Blood Bank and the Lexington-Fayette Urban County Airport Board. She is an active member of Southern Hills United Methodist Church.

George and Natalie have three children, Ward T. Wilson, Eleanor Wilson Derleth and Gretchen Wilson Brevnov, and eight grandchildren.



JAMES PARK, JR. 1958

Judge Park received a B.A. from Princeton in 1955, graduating magna cum laude. He received an LL.B. with Highest Honors from the UK College of Law in 1958, and an LL.M. from Yale in 1959.

From 1969 to 1976, he served as a judge of the Fayette Circuit Court, being the youngest circuit court judge in Kentucky

history at the time. He later served as a judge of the Kentucky Court of Appeals from 1976 through 1978.

Judge Park returned to private practice in 1979. He co-founded Park and Sullivan in 1982. The firm later became part of Frost Brown Todd, where he remains Of Counsel. In perhaps his most notable engagement, he served as counsel to UK regarding the NCAA investigation of UK's men's basketball program and was principally responsible for the program avoiding the "death penalty."

Judge Park is also a Life Member of the American Law Institute. He served as a member of the Visiting Committee of the UK College of Law. He participated in the drafting of the Judicial Article of the Kentucky Constitution, the initial organization of the new Court of Appeals and preparation of the Rules of the Fayette Circuit Court. He was also a contributing member of the Editorial Steering Committee of the Kentucky Appellate Handbook. Judge Park served as one of two public members on the National Collegiate Athletic Association's Division I Committee on Infractions. He and his wife, Kay Randall, sponsor the Randall-Park Lecture Series at the UK College of Law.

Homecoming & Alumni Receptions

UK
UNIVERSITY OF
KENTUCKY®
College of Law



To look backward for a
while is to refresh the eye.
» Margaret Barber

SAVE THE DATE!

FRIDAY, NOVEMBER 1, 2013

Class Reunions
The Castle
Versailles, KY

SATURDAY, NOVEMBER 12, 2013

Homecoming Tent Party
Commonwealth Stadium
Lexington, KY

NOVEMBER 12, 2013

Champions Classic Alumni Reception
Venue TBA
Chicago, IL



FUTURE ALUM

Rachel King Class of 2014

Tell us about your background.

I'm what is known as a "military brat." Both of my parents served in the United States Marine Corps, and so I moved around a lot as a child. I attended 13 schools during my elementary, middle and high school years! It was hard, but it made it so much easier for me to quickly adjust to new surroundings. I'm also an awesome packer to boot! That being said, I have spent several years in Georgia and North Carolina (my birth state), and those are the states where my parents live, so I claim both of those as my "homes."

I went to Dartmouth College in Hanover, NH. Because the school is in the middle of nowhere, there is such a strong sense of community and pride there. No matter what state (or country) I'm in, if I wear my Dartmouth green or my "College" shirt (made famous in the movie "Animal House"), I can be sure that someone will stop me to talk about it. It's great that you can go anywhere in the world and people are eager to connect with you or to relive their glory days.

When did you first become interested in law school?

As a child, I fluctuated between wanting to be a doctor or a wanting to be a lawyer. I went to Dartmouth thinking that I'd graduate and head to medical school to become an anesthesiologist. I quickly realized, however, that I did not have the love or passion for science that I once did and began to transition to instead looking toward law. Several of my friends who had graduated suggested that I work in a law firm before taking the law school plunge, so I got a job at a firm in downtown Atlanta and worked with a team of corporate litigators. It was a great experience and quickly helped me decide that I truly wanted to become a lawyer.



What made you decide to come to UK Law?

At the time, I was applying to Georgia schools but decided that I did not want to limit myself. So I started looking at schools in other states with good reputations and decided to apply to UK Law. I heard back quickly that I was accepted. What was the kicker to me was how involved the admissions team was and how interested they seemed in me personally. My acceptance letter had a nice handwritten statement saying that they enjoyed reading my personal statement and were glad that my path led me to apply to UK. In addition, I spoke personally with people via e-mail and on the phone, and I felt that they really wanted me to come. I did not feel that I got such personal attention from other schools. Because of this personal attention, I decided that UK Law was the place for me.

What are some accomplishments that you're most proud of?

My proudest moment since coming to UK Law was being selected as the Editor-in-Chief of the Kentucky Journal of Equine, Agriculture, and Natural Resources Law. I found out I was selected in February and, since then, my law school life has been a whirlwind. There have been so many meetings and deadlines and administrative activities that I have been a part of. It has been a WONDERFUL experience thus far, and I look forward to serving until the next EIC is selected. I have learned so much about myself, particularly about how organized and efficient I can be, and it's great to have my first true leadership experience. I only hope that I can live up to the expectations of those who selected me to take the reins (pun intended).

Is there a particular professor or class that has really left an impression on you?

So far, my favorite classes have been Torts and Business Associations. I had Professor Price for Torts. I really appreciate her teaching style and how she connects with students. Even though I have not been in any of her classes since that semester, I still go by her office and chat with her and just catch up on life. I love to have professors who you can connect with outside of the classroom. I

had Professor Campbell for Business Associations (whom I bet many of you also had) and I just loved the subject matter and the way he taught it. Strangely enough, I found many of the cases themselves to be interesting and so reading for this class was less of a chore than some of the other classes. Again, I still pop in to Professor Campbell's office and just chat with him about school and life.

What are some of your career goals?

Currently I am working at a law firm in Atlanta. I'm mainly assisting with Construction Litigation cases and I'm really enjoying the subject matter. In the few weeks that I have been here, I have attended a four-day trial and a mediation and I have drafted and re-drafted several documents. I feel like I have learned so much already and look forward to what the next few weeks have in store for me. I hope to get an offer from this firm at the end of the summer but, if not, I know the experience here will help me with my job search elsewhere. Eventually, I hope to make Partner at my law firm. Based on my experiences so far, I think that I prefer working in a firm environment and don't currently desire to hang my own shingle.

Anything else you want us to know about you?

I'm the type of person who is grateful for every experience and opportunity that I have and see every event (good or bad) as a great learning experience. My parents have raised me to work hard and to be proud of myself but to also maintain a certain level of humility. When I'm not at school or under a deadline, which is rare these days, I like to relax by painting, drawing and playing video games. I love listening to music and watching movies as well.

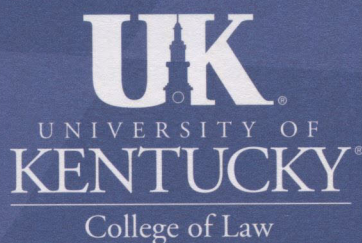
Honor Roll of DONORS

The College of Law is grateful to our donors for contributing nearly \$850,000 in support. These gifts are used to fund many of our programs and initiatives including scholarships, professorships, student organizations, distinguished speakers, and many more. Thank you all for helping make UK Law such a special place.

‡ Indicates Visiting Committee Member

* Indicates UK Law Alumni Association Member

† Indicates UK Law Faculty or Staff



The Bob Lawson Society Wildcat Blue Membership ANNUAL GIFTS OF \$25,000+

Mrs. Nancy J. Cassis
The Honorable William S. Cooper
Gary C. Johnson, PSC
Kentucky IOLTA Fund of the
Kentucky Bar Foundation
US District Court - ED KY
Mr. Joel V. Williamson ‡

The Bob Lawson Society Platinum Membership \$10,000–\$24,999

CompEd, Inc.
Mr. Gayle W. Herndon
Kentucky Bar Foundation
Lillian Goldman Charitable Trust
Ms. Kathleen D. Patterson ‡
Mr. Paul L. Reynolds ‡
Mr. William T. ‡ and
Mrs. Joan M. Robinson III
Ms. Paula J. Shives ‡
Mr. Carroll D. Stevens ‡
Sturgill, Turner, Barker
& Moloney, PLLC

The Bob Lawson Society Gold Membership \$5,000–\$9,999

Mr. Wes and Susan H. Butler
Darden Restaurants, Inc.
Foundation
Deloitte Foundation
Mr. R. Michael ‡ and
Mrs. Joanne Duncan
Foundation Source
Garmer & Prather PLLC
GE Foundation
Mr. Kevin J. Hable
Mr. James G. Harralson ‡
Ms. Kathryn R. Hu
Law Alumni Association
Mr. Arthur C. Litton II
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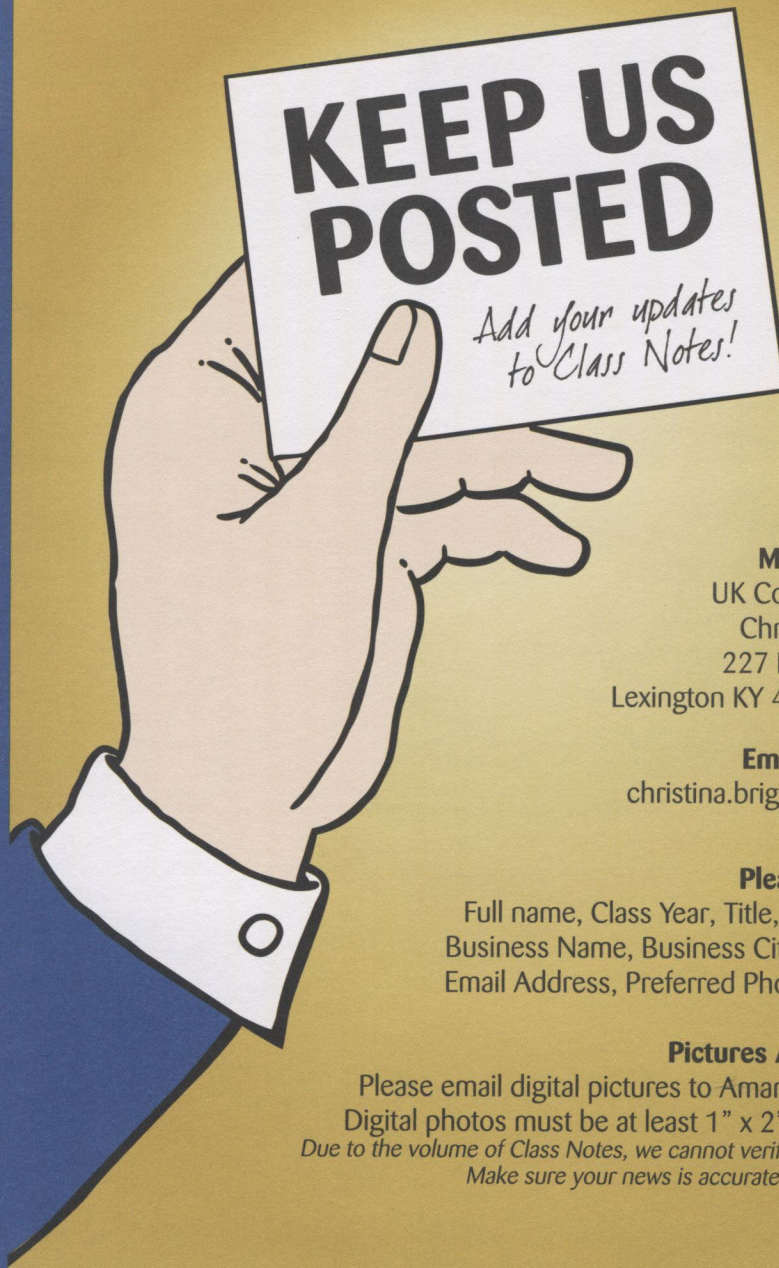
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Closing Arguments

IN DEFENSE OF THE IRS

By Jennifer Bird-Pollan

Assistant Professor of Law

The story broke in early May: officials at the IRS had been screening applications for tax-exemption on the basis of a political prejudice. Instead of equally reviewing all aspiring non-profit entities, or choosing at random which applications to examine more closely, the IRS employees working in the Exempt Organizations Determination Unit (responsible for evaluating and approving applications for tax-exempt status) searched for the words "Tea Party" and "Patriot," among other conservative sounding words, when deciding which applications would receive closer scrutiny. The political response was immediate and intense. Republican Congress members and their constituents across the country called foul, arguing that the screening amounted to profiling of conservative applicants and that this latest episode was merely further proof of discrimination against conservative Americans by the current administration. President Obama criticized the IRS as well, ultimately resulting in the resignation of the acting IRS Commissioner Steven Miller. In this Closing Argument, I'd like to defend those IRS employees.

In order to understand what is at stake in the current controversy, one must first grasp the underlying tax rules on which the screened organizations were relying in their applications for tax-exempt, or "non-profit," status. The most common kind of tax-exempt entity, created by the Internal Revenue Code section 501(c)(3) is a charitable organization. The essential characteristic of such an entity is that it must be organized for charitable purposes. Common examples of 501(c)(3) entities include schools, churches, non-profit hospitals, and homeless shelters. In addition to the benefit of tax exemption, contributions made to



these entities are deductible to the donor. However, 501(c)(3) non-profits are subject to a prohibition on engaging in political campaign activity: engaging in such activity will result in a revocation of their tax-exempt status.

In addition to the charitable organizations described above, the Internal Revenue Code permits tax exemption (but not deductible contributions) to another type of entity, authorized under Code Section 501(c)(4). These entities must be organized to promote general social welfare. Importantly for purposes of this latest IRS controversy, 501(c)(4)s are not subject to the prohibition on engaging in political campaign activity that is applied to charitable organizations. However, while political activity by these organizations is permitted, the tax law states that such entities must not be organized primarily for political campaign purposes. And this is where things get difficult for the IRS employees.

Employees in the IRS office in Cincinnati are responsible for evaluating all the applications for tax-exemption (including applications under both 501(c)(3) and 501(c)(4), as well as other Code sections) received by the IRS every year, an average of approximately 70,000 applications each year. In response to the 2010 Supreme Court decision in *Citizens United v. Federal Election Commission*, which addressed the issue of corporations making contributions to 501(c)(4)s engaged in political activity, applications received by the IRS for 501(c)(4) status skyrocketed, more than doubling in the past few years. However, no corresponding increase in IRS funding or staffing corresponded to this new onslaught of work. Overworked and understaffed, employees at the IRS had to make a choice. In order to work through the piles of applications, they attempted to narrow the field, by ensuring that entities applying for 501(c)(4) status were

not primarily political. How might one do that, quickly and efficiently? I submit that, in the face of tens of thousands of applications, it is not unreasonable to search for words that are known to have a primarily political connotation. In today's charged political climate, words like "Tea Party" and "Patriot" (and words like "Occupy" and "Progressive," which have now been revealed to have also been used by IRS employees in their examination of applications) have a definite meaning, and that meaning is political. If one is set the task of determining whether or not applicants are organized primarily for the purpose of engaging in political campaign activity, one would do well to start by examining those applicants with political names.

Entities applying for tax-exemption under Code Section 501(c)(4) voluntarily send to the government an application meant to demonstrate that they satisfy the legal criteria for tax-exemption. If they do not, in fact, satisfy those criteria, then they are not entitled to the benefits provided by the Internal Revenue Code. This is not a question of a liberty on which the government is improperly infringing. By contrast, these applicants have come to the government requesting evaluation, which is, in these instances, just what they have received. Indeed, there has been no allegation that any conservative applicant was improperly denied, nor that applications were tampered with by IRS employees or that different standards were used for conservative and liberal groups. In this instance, employees of the IRS, a government agency limited in its resources, applied the law in a way that allowed them to, in a reasonable timeframe, approve or deny the tens of thousands of applications they were tasked with evaluating. In a world of limited government and many demands for its services, they should be applauded for their ingenuity.



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